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JOURNALS

OF THE

LEGISLATIVE ASSEMBLY

OF THE

TERRITORY OF UTAH,

OF THE

THIRTEENTH ANNUAL SESSION,

FOR THE YEARS 1863-64

HENRY McEWAN, PUBLIC PRINTER
GREAT SALT LAKE CITY
1864.

BY AUTHORITY
FIVE HUNDRED COPIES ORDERED PRINTED

NAMES OF THE MEMBERS AND OFFICERS

OF THE

LEGISLATIVE ASSEMBLY OF THE TERRITORY OF UTAH,

WITH THE

STANDING COMMITTEES.

THIRTEENTH ANNUAL SESSION, 1863-64.

MEMBERS.

Great Salt Lake, Tooele, Summit and Green River Counties.

DANIEL H WELLS, WILFORD WOODRUFF,
ALBERT CARRINGTON, DANIEL SPENCER.

Davis and Morgan Counties:

CHARLES C. RICH.

Weber and Box Elder Counties:

LORENZO SNOW.

Cache County:

EZRA T. BENSON.

Utah and Wasatch Counties:

L E. HARRINGTON, AARON JOHNSTON.

Millard and Juab Counties·

AMASA M LYMAN.

Sanpete County

ORSON HYDE.

Iron and Beaver Counties:

GEORGE A SMITH

Washington County,

ERASTUS SNOW.

OFFICERS OF THE COUNCIL.

President—DANIEL H WELLS
Secretary—PATRICK LYNCH.
Assistant-Secretary—JOSHUA ARTHUR.
Sergeant-at-Arms—PRESTON FREE.
Messenger—WILLIAM W CLUFF.
Foreman—SAMUEL H. B. SMITH.
Chaplain—JOSEPH YOUNG.

STANDING COMMITTEES.

On Judiciary—ALBERT CARRINGTON, L E HARRINGTON, GEO. A. SMITH, ORSON HYDE.

On Claims and Appropriations.—WILFORD WOODRUFF, AARON JOHNSON, DANIEL SPENCER

On Petitions and Memorials—GEO. A. SMITH, LORENZO SNOW, AMASA LYMAN

On Revenue.—ORSON HYDE, L E. HARRINGTON, AARON JOHNSON,

On Elections—EZRA T. BENSON, DANIEL SPENCER, ERASTUS SNOW.

On Counties.—CHARLES C. RICH, LORENZO SNOW, G. A. SMITH.

On Roads, Bridges, Ferries and Kanyons.—AMASA LYMAN, EZRA T BENSON, AARON JOHNSON, ERASTUS SNOW.

On Education.—LORENZO SNOW, ALBERT CARRINGTON, ORSON HYDE, AMASA LYMAN, GEO. A SMITH.

On Engrossing—ORSON HYDE, ALBERT CARRINGTON, LORENZO SNOW.

On Printing.—WILFORD WOODRUFF, EZRA T BENSON, L. E. HARRINGTON.

On Agriculture, Trade and Manufacture—WILFORD WOODRUFF, GEO A. SMITH, AMASA LYMAN, DANIEL SPENCER, A JOHNSON, L. E HARRINGTON, C C RICH.

On Militia—AARON JOHNSON, C C RICH, EZRA T BENSON, GEO. A. SMITH.

On Incorporations.—LORENZO SNOW, A CARRINGTON, GEO. A. SMITH, C. C RICH, AMASA LYMAN

On Library—ERASTUS SNOW, DANIEL SPENCER, WILFORD WOODRUFF.

On Public Domain and School Lands—A. CARRINGTON, ERASTUS SNOW, AMASA LYMAN, ORSON HYDE

On Penitentiary—EZRA T. BENSON, L. E. HARRINTON, CHARLES C. RICH.

MEMBERS OF THE HOUSE.

Great Salt Lake County.

JOHN TAYLOR, EDWIN D. WOOLLEY,
ALBERT P ROCKWOOD, JOHN V. LONG,
FRANKLIN D RICHARDS, JOHN VAN COTT.

Tooele County

JOHN ROWBERRY.

Davis and Morgan Counties.

WILLIAM R. SMITH, JOHN STOKER.

Weber County

JEFFERSON HUNT, LORIN FARR.

Box Elder County:

JONATHAN C WRIGHT.

Cache County

PETER MAUGHAN, WILLIAM B. PRESTON.

Summit and Green River Counties.

IRA ELDREDGE.

Wasatch County.

WILLIAM M. WALL

Utah County

ALBERT K THURBER, DAVID CLUFF, JR,
JOSEPH E JOHNSON.

Juab County

SAMUEL PITCHFORTH.

Sanpete County.

JOHN PATTEN, REDDICK N. ALLRED.

Millard County

THOMAS CALLISTER.

Beaver County.

CHARLES W WANDELL.

Iron County:

HENRY LUNT.

Washington County:

ORSON PRATT, SEN.

OFFICERS OF THE HOUSE:

Speaker—JOHN TAYLOR.
Chief Clerk—THOMAS BULLOCK.
Assistant Clerk—ROBERT L. CAMPBELL.
Sergeant-at-Arms—WILLIAM C. STAINES.
Messenger—JOHN S. GLEASON.
Foreman—ORVILLE F ATWOOD.
Chaplain—WILLIAM W. PHELPS.

STANDING COMMITTEES.

On Judiciary—LORIN FARR, JONATHAN C. WRIGHT, JOHN V. LONG.

On Claims and Appropriations—EDWIN D. WOOLLEY, ALBERT K. THURBER, ALBERT P. ROCKWOOD

On Petitions and Memorials—FRANKLIN D. RICHARDS, ORSON PRATT, SEN., CHARLES W. WANDELL, DAVID CLUFF, JR.

On Revenue—ALBERT K. THURBER, PETER MAUGHAN, SAMUEL PITCHFORTH, JOHN STOKER.

On Elections—PETER MAUGHAN, W. R. SMITH, LORIN FARR.

On Counties—THOMAS CALLISTER, JOHN VAN COTT, WILLIAM M. WALL, HENRY LUNT.

On Roads, Bridges, Ferries and Kanyons—WILLIAM B. PRESTON, JOHN ROWBERRY, REDDICK N. ALLRED.

On Education—ORSON PRATT, SEN., CHARLES W. WANDELL, EDWIN D. WOOLLEY.

On Engrossing—JOHN V. LONG, FRANKLIN D. RICHARDS, HENRY LUNT, CHARLES W. WANDELL.

On Printing—JOSEPH E. JOHNSON, SAMUEL PITCHFORTH, JOHN PATTEN.

On Agriculture, Trade and Manufacture—ALBERT P. ROCKWOOD, PETER MAUGHAN, REDDICK N. ALLRED, JOSEPH E. JOHNSON.

On Militia—JEFFERSON HUNT, ALBERT P. ROCKWOOD, FRANKLIN D. RICHARDS, THOMAS CALLISTER.

On Incorporations—IRA ELDREDGE, JOHN PATTEN, JOHN STOKER.

On Library—WILLIAM R. SMITH, ALBERT K. THURBER, WILLIAM M. WALL, DAVID CLUFF, JR.

On Public Domain and School Lands—JOHN VAN COTT, PETER MAUGHAN, JOHN ROWBERRY, IRA ELDREDGE.

On Penitentiary—JONATHAN C. WRIGHT, EDWIN D. WOOLLEY, WILLIAM B. PRESTON, JOHN V. LONG.

JOURNALS

OF THE

LEGISLATIVE ASSEMBLY

OF THE

TERRITORY OF UTAH.

—o—

THIRTEENTH ANNUAL SESSION—1863-64.

MONDAY, DECEMBER 14, 1863.

COUNCIL.

Monday, December 14, being the day appointed by law for the convening of the thirteenth annual session of the Legislative Assembly of the Territory of Utah, the members elect of the Council met in the Council Chamber, in the State House, Great Salt Lake City, at 1 p. m.

Meeting called to order by Patrick Lynch, Assistant Secretary of the last session, who then proceeded to call the roll, when the following members elect answered to their names;

Daniel H. Wells, Wilford Woodruff, Albert Carrington and Daniel Spencer, from Great Salt Lake, Tooele, Summit and Green River counties.

Charles C. Rich, from Davis and Morgan counties.

Ezra T. Benson, from Cache county.

Leonard E. Harrington and Aaron Johnson, from Utah and Wasatch counties.

Amasa M. Lyman, from Millard and Juab Counties.

George A. Smith, from Iron and Beaver counties.

On motion of Councilor Rich, Hon. Daniel H. Wells was elected President pro tem.

On motion of Councilor Harrington, Patrick Lynch was elected Secretary pro tem.

Councilor Lyman, moved that a committee on credentials be appointed, whereupon the President appointed Councilors Lyman-Woodruff and Johnson said committee.

The committee having obtained leave, withdrew to enter upon the duties assigned them.

Councilor Lyman, chairman of the committee on credentials reported that they had examined the credentials of the members elect and found them all correct, and that those gentlemen were entitled to seats in the Council.

On motion of Councilor Carrington, the report was accepted, and the committee discharged.

Upon the request of the President, His Excellency Acting Governor Reed administered the requisite oath to the Councilors elect, who thereupon took their seats.

On motion of Councilor Carrington, the Council proceeded to the election of its officers for the session.

On motion of Councilor Smith, Hon. Daniel H. Wells, was elected President of the Council.

His Excellency Acting Governor Reed administered the requisite oath to the President elect who thereupon took the chair and entered upon the duties of his office.

On motion of Councilor Harrington, Patrick Lynch was elected Secretary.

On motion of Councilor Smith, Joshua Arthur was elected Assistant Secretary.

On motion of Councilor Johnson, Preston Free was elected Sergeant-at-arms.

On motion of Councilor Benson, Wm. W. Cluff was elected Messenger.

On motion of Councilor Lyman, Samuel H. B. Smith was elected Fireman.

On motion of Councilor Johnson, Joseph Young was elected Chaplain.

The requisite oath of office was then administered to the Secretary, the other officers elect not being present.

The President declared the Council fully organized and ready for business.

The following message was received from the House:

REPRESENTATIVES' HALL, G. S. L. City.
TERRITORY December 14, 1863.

"TO THE HON. PRESIDENT
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—You are hereby respectfully notified that the House of Representatives of Utah Territory, is fully organized and ready for business. Very Respectfully, etc.,

JOHN TAYLOR, Speaker.

THOMAS BULLOCK, Chief Clerk."

On motion of Councilor Rich, a committee was sent to the House of Representatives, informing them that the Council had convened according to law, was now fully organized and ready to proceed to the business of the session, and also to wait on His Excellency Acting Governor Reed to ascertain if he had any communications to make to the Council. The President appointed Councilors Benson and Rich said committee.

Councilor Benson, on behalf of the committee, reported that His Excellency would be prepared to communicate with the Assembly at 10 A. M. to-morrow in Joint Session.

The following was received from the House:

REPRESENTATIVES' HALL, G. S. L. City,
December 14th, 1863.

"TO THE HON PRESIDENT
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The House of Representatives has agreed to meet in the Representatives' Hall in Joint Session to-morrow at 10 A. M., to receive a communication from His Excellency the Governor.

Respectfully,

JOHN TAYLOR, Speaker.

On motion of Councilor Benson, the Council concurred.

On motion of Councilor Harrington, the freedom of the Council Chamber was tendered to Presidents Brigham Young and Heber C. Kimball.

On motion of Councilor Smith, the Council adjourned till 9.45 a. m.

HOUSE.

REPRESENTATIVES' Hall, State House,
G. S. L. City, U. T., Monday, Dec. 14, 1863, 1 p.m.

The members elect of the House of Representatives, of the Legislative Assembly of the Territory of Utah, convened in the State House, pursuant to law.

The House was called to order by Mr. Thomas Bullock, Chief Clerk of the former House.

On motion of Mr. Rockwood, Hon. John Taylor was elected Speaker pro tem.

On motion of Mr. Long, Mr. Thomas Bullock was elected Clerk pro tem.

On motion of Mr. Woolley, Mr. Robert L. Campbell was elected Assistant Clerk pro tem.

On motion of Mr. Rockwood, Mr. William C. Staines was elected Sergeant-at-Arms pro tem.

Mr. Farr moved, that the Speaker pro tem appoint a committee of two, to examine the credentials of the members elect. Seconded and carried.

The Speaker pro tem appointed Messrs. Wandell and Farr said committee.

Mr Wandell, of the committee on credentials, reported that the following named members elect, were legally entitled to seats in the House of Representatives, of the Legislative Assembly of the Territory of Utah, during the session of 1863-4:

John Taylor, Edwin D. Woolley, Albert P. Rockwood, John V. Long, Franklin D. Richards and John Van Cott, from Great Salt Lake county.

Albert K. Thurber, David Cluff, Jr. and Joseph E. Johnson, from Utah county.

William R. Smith and John Stoker, from Davis and Morgan counties.

Lorin Farr and Jefferson Hunt, from Weber county.

Jonathan C. Wright, from Box Elder county.

Peter Maughan and William B. Preston, from Cache county.

John Rowberry, from Tooele county.

Orson Pratt, Sen., from Washington county.

Henry Lunt, from Iron county.

Charles W. Wandell, from Beaver county.

Thomas Callister, from Millard county.

Samuel Pitchforth, from Juab county.

Reddick N. Allred and John Patten, from Sanpete county.
William M. Wall, from Wasatch county.
Ira Eldredge, from Summit and Green River counties.

Mr. Woolley moved, that the report of the committee be accepted and the members elect be qualified. Seconded and carried.

Mr. Farr moved, that a committee be appointed to wait upon His Honor, Chief Justice John Titus, and request his attendance in the House, for the purpose of administering the oath of office to the members elect. Seconded and carried.

The Speaker appointed Messrs. Pratt and Woolley said committee.

Mr. Pratt, in behalf of committee appointed to wait on Chief Justice Titus, reported that they had called at the office of His Honor, but could not find him nor learn his whereabouts.

Mr. Farr moved, that the same committee be instructed to wait upon His Honor, Judge Elias Smith. Seconded and carried.

On motion of Mr. Rockwood, the House took a recess of ten minutes.

Mr. Pratt, in behalf of committee appointed to wait upon Judge Elias Smith, reported that His Honor's court was at present in session.

Mr. Thurber moved, that the same committee wait upon His Honor, Amos Reed, Secretary of the Territory, and invite him to administer the necessary oath to the members elect.

His Honor Mr. Reed appeared, and was introduced to the House by the Speaker pro tem.

The roll being called, all the members were present except Mr. Richards from Great Salt Lake county, and Mr. Wright from Box Elder county.

His Honor, Secretary Reed, then administered the oath of office to all members present.

On motion of Mr. Rockwood, the House proceeded to a permanent organization, by electing the following officers:

JOHN TAYLOR, Speaker.
THOMAS BULLOCK, Chief Clerk
ROBERT L. CAMPBELL, Assistant Clerk.
WILLIAM C. STAINES, Sergeant-at-Arms.
JOHN S. GLEASON, Messenger.
ORVILLE F. ATWOOD, Foreman.
WILLIAM W. PHELPS, Chaplain.

The Speaker, Chief Clerk, Assistant Clerk, Foreman and Chaplain being present, were also qualified by His Honor, Secretary Reed.

The Speaker called upon the Chaplain, who offered prayer.

On motion of Mr. Rockwood, the Council were notified that the House was organized and ready to proceed to business.

Messrs. Benson and Rich, committee from the Council, appeared, and informed the House of the organization of the Council, and that they were appointed by the Council, in conjunction with a like committee from the House, to wait upon His Excellency, Acting Governor Reed, and inform him of the organization of the Assembly, and that they would be pleased to receive any communication he might have to make.

Mr. Farr moved, that a committee of three be appointed to be associated with a similar committee from the Council, to wait on the Hon. Amos Reed, Acting Governor of Utah Territory, and inform him of the organization of both Houses, and of their readiness to receive any communication he may have to make, at such time as will suit his Excellency's convenience. Seconded and carried.

The Speaker appointed Messrs. Wandell, Van Cott and Lunt said committee.

Mr. Wandell, in behalf of committee from the House, who, in conjunction with a like committee from the Council, waited upon His Honor, Secretary Reed, Acting Governor, reported that His Honor would be pleased to communicate with the Assembly, at 10. a.m. to morrow.

On motion of Mr. Thurber, a communication was sent to the Council, informing them that the House would be pleased to meet them in Joint Session, to-morrow, at 10. a m., in the Representatives' Hall.

The following communication was received from the Council:

"COUNCIL CHAMBER, G. S. L. City,
December 14, 1863.

TO THE HONORABLE THE SPEAKER
AND MEMBERS OF THE HOUSE OF REPRESENTATIVES:

GENTLEMEN:—The Council concur in meeting with the House in Joint Session to-morrow, at 10. a.m.

Respectfully,
D. H. WELLS, President."

On motion of Mr. Rowberry, the Minutes were read and approved.

On motion of Mr. Rockwood, the House adjourned till to-morrow at 9-45. a.m.

Benediction by the Chaplain.

TUESDAY, DECEMBER 15, 1863.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Tuesday, December 15, 1863, 9.45 a.m.

Council met pursuant to adjournment.
Roll called. Quorum present.
Prayer by the Chaplain.
Council went into joint session.

[*See Joint Session Minutes*]

Upon dissolution of joint session the Council returned to their chamber.

The necessary oath was administered to the Assistant Secretary, Sergeant-at-Arms, Foreman, and Chaplain, by the President of the Council.

On motion of Councilor Harrington, the freedom of the Council Chamber was extended to His Excellency Governor Reed, Chief Justice Titus, Hon. Elias Smith, the Mayor and Members of Great Salt Lake City Council, the Regents of the Deseret University, and Ex-Members of the Legislative Assembly.

The President of the Council appointed the following

STANDING COMMITTEES OF THE COUNCIL:

ON JUDICIARY—A. Carrington, L. E. Harrington, Geo. A. Smith, Orson Hyde.

ON CLAIMS AND APPROPRIATIONS—Wilford Woodruff, Aaron Johnson, Daniel Spencer.

ON PETITIONS AND MEMORIALS—Geo. A. Smith, Lorenzo Snow, A. Lyman.

ON REVENUE—Orson Hyde, L. E. Harrington, Aaron Johnson.

ON ELECTIONS—Ezra T. Benson, Daniel Spencer, Erastus Snow.

ON COUNTIES—Charles C. Rich, Lorenzo Snow, Geo. A. Smith.

ON ROADS, BRIDGES, FERRIES AND KANYONS—Amasa Lyman, Ezra T. Benson, Aaron Johnson, Erastus Snow.

ON EDUCATION—Lorenzo Snow, Albert Carrington, Orson Hyde, Amasa Lyman, Geo. A. Smith.

ON ENGROSSING—Orson Hyde, Albert Carrington, Lorenzo Snow.

ON PRINTING—Wilford Woodruff, Ezra T. Benson, L. E. Harrington.

ON AGRICULTURE, TRADE AND MANUFACTURE—Wilford Woodruff,

Geo. A. Smith, Amasa Lyman, Daniel Spencer, Aaron Johnson, L. E. Harrington, Charles C. Rich.

ON MILITIA—Aaron Johnson, Charles C. Rich, Ezra T Benson, Geo. A. Smith.

ON INCORPORATIONS—Lorenzo Snow, Albert Carrington, Geo. A. Smith, Charles C. Rich, Amasa Lyman.

ON LIBRARY—Erastus Snow, Daniel Spencer, Wilford Woodruff.

ON PUBLIC DOMAIN AND SCHOOL LANDS—Albert Carrington, Erastus Snow, Amasa Lyman, Orson Hyde.

ON PENITENTIARY—Ezra T. Benson, L. E. Harrington, Charles C. Rich.

Minutes read and accepted.

On motion of Councilor Smith, Council adjourned till 1 p.m. tomorrow.

Benediction by the Chaplain.

—o—

JOINT SESSION.

REPRESENTATIVES' HALL, G. S. L. City,
Tuesday, December, 15, 1863.

Pursuant to agreement of the 14th, the Assembly met in joint session.

The President of the Council presiding called the Assembly to order.

The Secretary of the Council called the roll of the Council. Quorum present.

The Chief Clerk of the House called the roll of the House. Quorum present.

Prayer by the Chaplain of the Council.

The President declared the joint session open and ready for business.

On motion of Councilor Smith, Henry McEwan, Esq., was elected Public Printer.

His Excellency, Acting Governor Reed, having arrived, presented his Annual Message, with accompaning documents, which by order of the President were read by the Chief Clerk of the House.

GOVERNOR'S MESSAGE.

To the Honorable Council and House of Representatives of the Legislative Assembly of Utah Territory:

Gentlemen:—As the chosen representatives of the peo[illegible] have assembled to deliberate on the manifold interests com[illegible] your care, and devise and consummate such measures as w[illegible] the requirements of the occasion and redound to the general w[illegible] As a co-ordinate branch of the Legislative power, I shall be happ[illegible] at all times to concur in all proper measures designed for the protection of the rights of the people of this Territory, or for the promotion of their advancement and prosperity, with which the interests of the Government of the United States are so intimately connected.

The past season has been one of general good health and of unusual prosperity to our people. The earth has yielded bountifully to the industrious hand of the husbandman, and the contents of our well filled granaries and store-houses have found a ready market, at highly remunerative rates, both at home and among the teeming populations of the northern and western mines.

Your meeting affords me an opportunity of congratulating you, as American citizens, upon the successful efforts of the General Government towards quelling an unhallowed rebellion, which has for nearly three years devastated so large a portion of our common country, and upon the well founded hope, inspired by the recent past, that peace will soon dawn upon a united and prosperous land.

As Legislators of this Territory and the representatives of a people happily far removed from the scenes of civil strife, it affords me great pleasure to be able to announce to you the termination of hostilities and depredations by the Indians, and the conclusion of treaties of peace with all the bands occupying the Territory and the southern part of Idaho.

For these blessings, under the guidance of a benign Providence, we are indebted to the loyalty of the people and the valor of our brave troops at the East, and to the efficiency, energy, and courage of the California volunteers in our midst. Committing to our brethren on the other side of the mountains, with our fullest sympathy and heartiest prayers, the honored and heroic task of crushing out the rebellion, we may safely rely on the continuance of peace within our borders, so long as the presence of the soldiers here shall restrain the savage from the commission of those outrages for which he has been so severely punished.

In accordance with universal custom, it is deemed proper to invite your attention to those subjects touching the general welfare which are likely to demand your consideration, and to suggest such as seem to be required by the wants and interests of the people.

A revision of the laws of the Territory would be desirable, and would seem to be required in view of the present inadequate and defective system; but as the expence of recodification would necessarily be great, and the urgency of the matter does not render it indispensably necessary, I cannot recommend that it be undertaken at the present time. The dawn of a new era is already opening upon the Territory, and the shifting scenes around us as well as the novel requirements which new pursuits and varied enterprises, to which this, as all other young communities is incident, will render necessary, at an early day, another compilation, as they will require other and perhaps different laws from those now on the statute book.

Forming as it does the Great Basin and the centre of our extensive mineral region, this Territory bids fair to rival her neighbors on the east, west, and north in gold and silver mines, while in her beds of baser metals she will unquestionably surpass either. The evidences of this are abundant and each day accumulate, and I congratulate you on the fact that our extended and varied resources of mineral wealth are about to be developed—indeed are already being developed—and cannot but result in a large increase of our population. These interesting facts devolve upon you, as the guardians of the public peace and welfare, new and responsible duties.

The manifold interests of Agriculture—the enduring basis of permanent prosperity—should, as I have no doubt they will, receive your special attention and be fostered by every means within your power. In this Territory, fertile as it is in all the products of the farm, and abundant as are our harvests beneath the industrous hand of the husbandman, the soil, in the main, is only susceptible of cultivation when watered by our mountain streams, or by means of artificial water courses. Our people are thus necessarily confined to a very limited area of producing land. Every acre that is capable of being made productive should, therefore, be preserved to the people and made to yield its bounteous products to the willing hand of toil, stimulated, as it unquestionably will be, by the new conditions and the bright prospects of the near future now opening upon the people. These suggestions are made in view of the events daily transpiring around us, and preliminary to calling your attention to the Spanish Fork and Sanpete Indian reservations. This

latter reservation, situated in the centre of the fertile valley of that name, and surrounded by an industrious agricultural population, is of small extent, embracing not more than five hundred acres. It has been lying idle for several years past, and there is little probability of its ever again being required for Indian purposes. The land is capable of producing good crops and, in justice to the people, ready and willing to reduce it to profitable cultivation, should be vacated as an Indian reservation, to which it is not adapted and for which it is evidently not required. The Spanish Fork reservation, at the southern end of Lake Utah, contains about fifteen thousand acres of land, of good quality, and all susceptible of irrigation. Some years since, a small portion of this reservation was cultivated as an Indian farm; but the amount of produce realized, was in no manner at all commensurate with the cost to the Government. For the past three years no work has been performed on this reservation, and it has returned to a state of nature; the farm house is in very bad repair; the fences all gone, and the land overgrown with weeds and bushes; indeed, it is to-day simply a tract of naked, wild land, with few of its improvements yet remaining, and these, at best, but monuments of decay and ruin, no less than of the mistaken policy, which seeks to ameliorate the condition of the red man, by placing him in near proximity to a thickly populated white settlement. On the other hand, it has been a fruitful source of irritation and dissatisfaction to the Indians, who are continually led to expect benefits which they never receive; and the fact that, while holding out hopes destined never to be realized, it draws the Indians into the most densely populated settlements, to the great annoyance of our citizens, whom they burthen with a heavy and continual tax, is not the least among the evils justly complained of. Even should the reservation be again devoted to Indian purposes, only a small portion of it would be cultivated, still leaving the greater part untilled and running to waste. It is estimated that the money necessarily expended annually in maintaining the reservation, would purchase for the Indians, in the market, at least double the quantity of provisions that would be obtained from the farm. After an experience of two years in the Indian service in this Territory, I am satisfied that this reservation is a detriment to the Government, to the Indians, and to the people. The withholding of such an amount of land from intelligent cultivation, in view of the great acquisition of population that we are sure to receive, is as unwise as it is impolitic, when it is considered that our people, so far removed from other sources of supply, are compelled to rely entirely on their own exertions and the limited amount of arable

land throughout the Territory. It is, therefore, respectfully recommended that you memorialize the President of the United States to vacate these Indian reservations, and throw the land open to occupation and cultivation by our citizens. Your earnest and early attention to this matter is asked, to the end that it may be brought, if possible, to a successful issue, in time to have these lands put in cultivation the coming season.

The condition of the Utah Indians in this Territory will require your further attention. Roaming as they do through all our settlements south of this city, they are and have been since the settlement of the Territory, a great annoyance to, and a continual, burthensome tax upon the people. The influx of a considerable mining population among them may result in disturbances in our midst, while the assistance that Government is constantly rendering them cannot result, situated as they are, in any permanent good

The General Government has set apart the country drained by the Uinta river and its tributaries, extending from the Wahsatch range of mountains to the Green or Colorado river, a distance of some eighty miles, east and west with, at least an equal distance, north and south, as a reservation for the permanent settlement of these Indians. After careful examination it has been found to be most admirably adapted to that purpose. Many of these Indians are anxious, with the assistance of the Government, to remove there and settle, and it is believed that all could be readily induced to go. The reservation is more than ample for them all; contains abundance of game and is well supplied with wood, water, and grass. I recommend that you memorialize Congress for an appropriation adequate to the purpose, and with a view to making a treaty with these Indians providing for their early removal to that reservation.

Your attention is called to the great deficiency in the mail facilities of this Territory. The large population that has settled in the rich mining districts of Idaho, and the consequent great trade and travel that have sprung up between those points and this city,—their principal source of supplies—demand an increase of mail facilities. In justice to the several communities interested, there should be a daily mail, carried in coaches, from this city to Eastern Bannack and Virginia cities, with a branch of like service from the northern part of this Territory to Boise or Western Bannack.

The mails from this city, south to Payson, through the large and thriving cities in the Valley of Lake Utah, should be increased to a daily service.

The important and increasing business carried on between this

Territory and southern California requires that the mail service to the southern portion of this Territory should be extended through to San Bernardino and Los Angeles.

There should also be a weekly mail from this city west to Tooele City and Grantsville in Tooele Valley.

It is recommended that you memorialize the Postmaster-General for this increased and additional mail service.

The Pacific Railroad, so long the theme of the orator, the scholar, and the poet, the dream of the statesman and the hope of the land, is about to become a reality, and the day is not far distant when its iron bands, bearing on its breast the products of the world will unite in interest, as they are now united in sympathy and affection, the people of the Atlantic and the Pacific slopes. Each blow on this undertaking, the greatest enterprise of this or any other age, but serves to bind with hooks of steel the farthest extremities of a wide spread continent, and cement still closer the bonds of our imperishable Union. But to us it has a nearer and more practical significance; and, as its iron bands approach us each day, nearer and nearer, from the east and the west, it draws us closer to our former homes and opens to our vision the near prospect of wealth and prosperity, when the rich commerce of the far off Orient shall seek our doors through the golden portals of the Occident, to be exchanged for the products of our farms, the fabrics of our industry, and the riches of our mines. This Territory, now so far removed from the east and west by lofty mountains and barren plains, will, when this great work shall have been consummated, be the highway of the commerce of the world and the great resting place and depot of the nation. It is, therefore, with unalloyed pleasure that I can congratulate you on the successful and rapid progress of the construction of the Pacific Railroad, which is making steady and giant strides towards us. Its completion will, I have no doubt, soon place us with our inexhaustable mineral resources in the markets of the world, and cannot but redound to the rapid advancement of the Territory in all the arts of peace and all the elements of enduring wealth and prosperity. I suggest the propriety of your taking early action with the view of inducing the company building the road to erect establishments for the manufacture of iron for its construction through this region, from the immense beds of native ore which here abounds, and for which purpose coal is abundant and of suitable quality within the Territory. While such a course on the part of the company would result in a saving to it, and tend immensely to the development of the resources of the Territory, it would hasten the completion of the road by rendering

practicable the construction of the central part simultaneously with the extremities. The subject is commended to your earnest consideration, trusting that you will be able to devise the proper means to accomplish the result, and properly set forth the undoubtedly rich mineral resources of this Territory.

The mining interests of the Territory, so long dormant, under the inspiration of the wonderful progress of our sister States and Territories in such enterprises, are being rapidly developed and will claim your earnest and serious attention. Already are the eyes of thousands fixed upon our mountains as containing rich stores of yet undiscovered mineral wealth, and with the early spring, it cannot be doubted that many will hasten hither to seek for the precious ore. Unless the signs of the times and the evidences all about us are incorrectly interpreted, gold, silver, and copper mining will soon become one of the most important, if indeed, not the predominant interests of the Territory, and will require legislation at your hands. While every encouragement should be given to the development of our mineral resources, the people should not be left without some legislation for the protection of rights and the prevention of wrongs. By wise and timely action on your part, they should be enabled to prosecute their mining enterprises under such clear provisions of law, that each may fully understand his rights, and thus, as far as possible, avoid litigation and tumult. California, the first in rank of mining States in the Union, early adopted a mining code, which experience has proved to be well calculated to promote those interests and tend to the general well being of society. At an early stage of her history, a general law was passed, making the mining rules of each mining district the governing code, and giving to the regulations of the miners themselves, the force, effect, and validity of statutory enactments. This law, with such general restraining statutes as were found, from time to time, to be required, is still in force and has been found to accomplish the objects designed, far better than could the Legislature effect them by attempting to interfere too much in detail with so delicate and novel an interest. I commend the action of the California Legislature as worthy of your favorable consideration, having stood the test of time and received the endorsement of a people with the largest experience in mining pursuits. I would also recommend the immediate passage of a general Incorporation act similar to, if not identical with that adopted in California, to enable all who see proper to do so, to form companies for the development of our mining interests and, at the same time, restrict such companies so that the rights of share or

stockholders may be secured and the interests of all classes of the people preserved.

By judiciously encouraging and wisely directing the development of our mineral resources, we have reason to believe that this Territory will, at no distant day, become one of the richest and most prosperous States in the Union.

Your attention is called to the fact that, during the severe floods of the Spring of 1862, the bridge across the Provo river, near Provo city, was entirely swept away, and unless a new one is speedily erected, travel between the northern and southern settlements will be greatly impeded, if not altogether cease during the high waters of Spring It is also represented to me that the main bridge over the Sevier river, still further south, is in a dilapidated condition, and totally unfit to accommodate the large travel between the extreme southern settlements and this city. It is hoped that you will devise some proper means to remedy these evils, which have proved a great drawback on the interests of the people, and require some action for their relief.

The annual reports of the Treasurer and Auditor of Public Accounts are herewith submitted.

The healthy condition of the finances of the Territory, as represented by these reports, is very gratifying.

From the Auditor's report it appears that the assessed valuation of the taxable property of this Territory is five millions, forty-eight thousand and two hundred dollars, ($5,048,200;)

From the Treasurer's report it appears that there was in the Treasury, at the commencement of the fiscal year, ending Oct. 31st, 1863, five thousand, four hundred and thirty-nine dollars and sixty-eight cents, ($5,439,68,)

That there was received into the Treasury during the fiscal year, thirty-two thousand, eight hundred and forty-five dollars and twelve cents, ($32,845,12,)

That there was disbursed during the fiscal year, eleven thousand four hundred and eighty five dollars and thirty-seven cents, ($11,-485,37;)

Leaving in the Treasury, at the close of the fiscal year, Oct 31st., 1863, twenty six thousand, seven hundred and ninety-nine dollars and forty-three cents, ($26,799,43.)

AMOS REED, Acting-Governor,

Executive Department, U. T.,
G. S. L. City, Dec. 14, 1863.

AUDITOR'S REPORT.

To His Excellency, J. Duane Doty,
Governor of Utah Territory:

Sir:—The following report of financial matters of the Territory of Utah, for the year 1863, has been delayed to give opportunity for County Assessors to make report of assessments for the current year. There are two counties which have not yet forwarded report.

The total value of assessed property within the Territory for the year 1863, obtained from county reports, is five millions, forty eight thousand, two hundred dollars, which, at one per cent. would give a gross revenue, amounting to	$50,482 00
Less per centage allowed assessors and collectors, and remittances by County Courts, which, judging from previous years will be at least fifteen per cent., or	7572 30
Probable nett revenue for the year 1863	$42,909 70
The number of Auditor's Warrants issued from November 1st, 1862, to October 31st, 1863, is	12,461 70
And the number of Warrants in circulation October 31st, 1862, per former report, is	3,494 38
Total Warrants in circulation during 1862-63	15,956 08
The Treasurer reports Warrants redeemed by him and cancelled, during the current year amounting to	11,485 37
Leaving in circulation October 31st, 1863	$4,470 71

The "statement of amounts standing to credit of sundry accounts on the Auditor's books on the 31st October, 1863," shows there a Territorial liability of eleven thousand nine hundred and thirty-seven dollars and 63 cents, which added to the amount of Auditor's Warrants in circulation at the same date, gives a total Territorial liability of sixteen thousand, four hundred and eighty dollars and thirty-four cents.

All of which is respectfully submitted by your obedient servant,

WILLIAM CLAYTON,
Auditor of Public Accounts for Utah Territory.

Great Salt Lake City, November 17, 1863.

STATEMENT of the Value of Property assessed within the Territory, for the year 1863, *as reported by County Clerks, together with amount of Territorial Tax on same at one per cent.*

County.	Value of Property.	Amount of Tax.
Great Salt Lake - -	$2,056221 00	$20,562 24
Davis - - - -	366,591 00	3,665 91
Cache - - - -	351,484 00	3,514 84
Utah - - - -	716,540 00	7,165 40
Sanpete - - -	298,392 00	2,983 92
Weber - - - -	293,600 00	2,936 00
Tooele - - - -	198,654 00	1,986 54
Box Elder - - - -	176,224 00	1,762 24
Washington - - -	156,500 00	1,565 00
Millard - - - -	115,404 00	1,154 04
Juab - - - -	101,000 00	1,010 00
Summit - - (estimated)	60,000 00	600 00
Beaver - - - -	54,017 00	540 17
Wahsatch - - -	53,570 00	585 70
Iron - - (estimated)	50,000 00	500 00
	$5,048,200 00	$50,482 00

AUDITOR'S WARRANTS issued from November 1*st*, 1862, *to October* 31*st*, 1863.

Penitentiary:

For Warden's salary - -		1000 00	
" Warden's relief - -		400 00	
" Labor of convicts - -		258 00	
" Current expenses - -		833 48	
" Arrears due H. S. Beatie		100 00	
On arrears due A. McRae -		75 98	
On arrears due James A. Little		141 32	
			2808 78

Roads and Bridges:

G. S. Lake and Weber coal road		2640 73	
Provo Kanyon Road,		2444 07	
Road from North Bend to Spanish Fork - - - -		500 00	
Jordan Bridge - - -		1462 24	
Weber Bridge, for repairs	225 00		
" for rock	120 00		

Weber Bridge, on arrears	505 36		
		850 36	
Sevier Bridge, for repairs		134 67	
			8032 07
Incidental Expenses:			
Territorial road commissioner		307 00	
Supt. meteorological observations - - - -		243 35	
Auditor of Public Accounts		204 88	
Surveyor General - -		70 42	
On appropriation to Thomas Bullock		132 40	
On do to R L. Campbell		60 00	
On do to P. Lynch -		73 50	
On do to Aurelius Miner		38 75	
On do to John Jaques		12 22	
			1142 52
Deseret Agricultural and Manufacturing Society - -			443 33
On Chief Justice Kinney's order to pay board of witnesses at the March term of 3d District Court, 1863 - - -			35 00
			$12,461 70

STATEMENT of amounts standing to credit of sundry accounts on Auditor's books, October 31st, 1863.

Penitentiary Account:		
Amount unexpended - - -	$869 15	
Due A. McRae, ex-warden - -	6 79	
Due Jas. A. Little, ex-warden -	4 12	
		880 06
Roads and Bridges:		
Provo kanyon road - - -	2620 14	
G.S.L. City and Weber coal road	1024 28	
Repairing Ogden Bridge - - -	500 00	
Repairing Sevier Bridge - -	300 00	
For East Weber Bridge - -	250 00	
Weber Bridge, balance - -	4772 84	
		9467 26

Deseret Agricultural and Manufacturing Society - - -	743 55
Incidental Expenses, &c.:	
Territorial Treasurer's Salary	400 00
Sup't. meteorological observations	52 62
Surveyor General - - -	278 61
Attorney General - - -	25 00
Appropriation to Thomas Bullock	39 55
" to R. L. Campbell	15 25
" to Patrick Lynch	6 95
" to John Jaques	3 78
Balance due Adam Spiers - -	9 00
Unexpended appropriation for incidentals - - - -	16 00
	$11,937 63

TREASURER'S REPORT.

TREASURER'S OFFICE,
Great Salt Lake City, Nov. 17th, 1863.

To HIS EXCELLENCY, JAMES DUANE DOTY,
GOVERNOR OF UTAH TERRITORY:

SIR:—I have the pleasure of presenting the following report of Receipts and Disbursements of the Treasury for the fiscal year ending October 31st, 1863.

Balance in the Treasury on the 1st November, 1862, as per my last annual report, as follows:—

Bills Receivable - - - - -	$855 18	
Cash - - - - - -	4584 50	$5439 68
Total amount of Receipts from November 1st, 1862, to October 31st, 1863.		32,845 12
		$38,284 80
Total amount of Disbursements from Nov. 1st, 1862, to October 31st, 1863.		11,485 37
Balance in the Treasury on Oct. 31st, 1863		$26,799 43

SUMMARY

Of Receipts and Disbursements for the fiscal year ending October 31st, 1863.

RECEIPTS.

Amount received from	Beaver county,	142 25
"	Box Elder county,	1625 00
"	Cache county,	650 00
"	Davis county,	2827 12
"	Great Salt Lake county,	15,329 50
"	Iron county,	423 00
"	Juab county,	821 39
"	Millard county,	751 10
"	Morgan county,	158 20
"	Sanpete county,	1386 24
"	Summit county,	277 80
"	Tooele county,	1172 28
"	Utah county,	5695 95
"	Washington county,	181 00
"	Weber county,	1254 29
"	Wasatch county,	150 00
		$32,845 12
Balance in the Treasury November 1st, 1862		5439 68
		$38,284 80

DISBURSEMENTS.

Auditor's Warrants redeemed at the Treasury with cash	$2953 14	
Auditor's Warrants redeemed by receiving them on Territorial Taxes	8532 23	$11,485 37
Balance in the Treasury on the 31st Oct., 1863, as before stated.		$26,799 43

Your most ob't. Servant,

DAVID O. CALDER,

Territorial Treasurer.

On motion of Mr. Rockwood, one thousand copies of the Governor's Message and accompaning documents were ordered to be printed for the use of both houses and for distribution.

On motion of Mr. Rowberry, the Governor's Message was ordered to be printed in the 'Deseret News'

Mr. Long moved, that seventy five copies of the minutes of the joint sessions and daily minutes of both houses of the present assembly be printed, for the use of the members of both houses, also that seventy-five copies of the names and residences of the members and officers, and standing committees of both houses be printed in pamphlet form, for the use of the Assembly.

Minutes were called for, read, and accepted.

On motion of Councilor Smith, the joint session dissolved.

HOUSE.

REPRESENTATIVES' HALL, State House,
G. S. L City, Tuesday, Dec. 15, 1863, 9.45 a.m

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called Quorum present.

Prayer by the Chaplain.

Mr. Richards, Member from Great Salt Lake county, and Mr. Wright, Member from Box Elder county, and Mr. Staines, Sergeant-at-Arms, appeared and were qualified by Mr Phelps, Notary Public.

The hour for joint session having arrived the Council convened with House of Representatives in their Hall

[*See Joint Session Minutes.*]

Upon dissolution of joint session the House resumed its sitting.

The Speaker announced the following

STANDING COMMITTEES OF THE HOUSE:

ON JUDICIARY—Lorin Farr, J. C Wright, John V. Long.

ON CLAIMS AND APPROPRIATIONS—Edwin D. Woolley, Albert K. Thurber, Albert P. Rockwood.

ON PETITIONS AND MEMORIALS—Franklin D. Richards, Orson Pratt, Sen., Charles W. Wandell, David Cluff, Jr.

ON REVENUE—A. K. Thurber, Peter Maughan, Samuel Pitchforth, John Stoker.

ON ELECTIONS—Peter Maughan, W. R. Smith, Lorin Farr.

ON COUNTIES—Thomas Callister, John Van Cott, William M. Wall, Henry Lunt.

ON ROADS, BRIDGES, FERRIES AND KANYONS—William B. Preston, John Rowberry, Reddick N. Allred.

ON EDUCATION—Orson Pratt, Sen., Charles W. Wandell, Edwin D. Woolley.

ON ENGROSSING—John V. Long, Franklin D. Richards, Henry Lunt, Charles W. Wandell.

ON PRINTING—Joseph E. Johnson, Samuel Pitchforth, John Patten.

ON AGRICULTURE, TRADE AND MANUFACTURES—Albert P. Rockwood, Peter Maughan, Reddick N. Allred, Joseph E. Johnson.

ON MILITIA—Jefferson Hunt, Albert P. Rockwood, Franklin D. Richards, Thomas Callister.

ON INCORPORATIONS—Ira Eldredge, John Patten, John Stoker.

ON LIBRARY—William R. Smith, Albert K. Thurber, William M. Wall, David Cluff, Jr.

ON PUBLIC DOMAIN AND SCHOOL LANDS—John Van Cott, Peter Maughan, John Rowberry, Ira Eldredge.

ON PENITENTIARY—Jonathan C Wright, Edwin D. Woolley, William B. Preston, John V. Long.

Mr. Rockwood moved, that an appropriate committee be instructed to bring in a bill legalizing certain acts of the Auditor of Public Accounts, and authorizing the further payment of certain sums mentioned in the appropriation bill of last session.

Seconded and carried.

The Speaker appointed Messrs. Rockwood, Woolley, Farr, Long and Richards, said committee.

On motion of Mr. Richards, the House adjourned till to-morrow, at 1 p.m.

Benediction by the Chaplain.

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WEDNESDAY, DECEMBER 16, 1863.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Wednesday, Dec. 16, 1863, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

The following communication was read:

"EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Dec. 15th, 1863.

"HON. DANIEL H. WELLS, PRESIDENT OF THE COUNCIL
OF THE LEGISLATIVE ASSEMBLY OF UTAH TERRITORY:

SIR: I have to inform you that I have appointed James W. Cummings, my private Secretary, and all communications from this Department to your honorable body will be transmitted through him.

AMOS REED,
Acting Governor."

The following communication was received from the Governor:

"EXECUTIVE DEPARTMENT, Utah Territory,
G S. L City, Dec. 15th, 1863.

SIR: I have the honor to acknowledge the receipt of your communication of this date informing me that, "the freedom of the Council Chamber has been tendered" to me by a unanimous vote, and to respond that it will afford me pleasure to attend your sittings as often as my official duties will permit.

Very respectfully,
Your Obedient Servant,
AMOS REED,
Acting Governor.

HON. DANIEL H. WELLS,
President of the Council,
Utah Territory"

On motion of Councilor Harrington, the committee on roads, bridges, ferries and kanyons were instructed to take into consideration the condition of the State road at the Point of the Mountain south, and at the crossing of the Provo and Sevier rivers, and suggest such action as may be necessary to be taken by the Legislative Assembly.

The minutes were called for, read and accepted.

On motion of Councilor Smith, the Council adjourned till tomorrow at 1 p.m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
December 16th, 1863, 1 p. m.

House met pursuant to adjournment.
Called to order by the Speaker.
Roll called. Quorum present.
Prayer by the Chaplain.
The following communication was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Dec. 15th, 1863.

HON. JOHN TAYLOR, SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE LEGISLATIVE ASSEMBLY OF UTAH TERRITORY.

SIR: I have to inform you that I have appointed James W. Cummings, my private Secretary, and that all communications from this department to your honorable body will be transmitted through him.

AMOS REED,
Acting Governor.

Mr. Johnson, in behalf of the committee on Printing, respectfully reported that the Public Printer had just informed them that neither the Message nor accompanying documents could be furnished the House to-day.

Mr. Woolley moved, that the committee on revenue be instructed to take into consideration the propriety of appropriating one fourth of one per cent. of the Territorial Tax of 1863, to the several counties of this Territory, and bring in a bill to that effect. Seconded and carried.

On motion of Mr. Wandell, the freedom of the House was tendered to His Excellency Acting Governor Reed, Ex-Governor Young, Hon. Heber C Kimball, Hon. J. M. Bernhisel, Hon. W H. Hooper, Hon Chief Justice Titus, Hon. Judge Elias Smith, Gen. P. Edward Connor and the Hon. Mayor of Great Salt Lake City.

On motion of Mr. Rockwood, the minutes were called for, read and approved.

On motion of Mr. Long, adjourned to Dec. 17, at 1 p. m.

Benediction by the Chaplain.

THURSDAY, DECEMBER 17, 1863.

COUNCIL.

COUNCIL CHAMBER, G S L. City,
Dec. 17, 1863, 1 p. m.

Council met pursuant to adjournment.
Roll called. Quorum present.
Prayer by the Chaplain.
On motion of Councilor Smith, the freedom of the Council Chamber was extended, during the present session to the Hons J. M. Bernhisel and Wm. H Hooper.
On motion of Councilor Smith, the committee on claims and appropriations were instructed to take into consideration the propriety of appropriating one fourth of the last year's revenue for the relief of the various counties, and report at an early day, by bill or otherwise.
The minutes were read and accepted, and,
On motion of Councilor Smith, the Council adjourned till 1 o'clock p m. to-morrow.
Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G. S. L City,
Dec. 17, 1863, 1 p. m

House met pursuant to adjournment.
Called to order by the Speaker.
Roll called. Quorum present
Prayer by the Chaplain.
Mr. Long presented,
Resolution requesting the Secretary to furnish the Assembly with certain newspapers, which,
On motion of Mr. Thurber, was adopted.
Mr. Wandell presented,
Petition from the citizens of Minersville to locate a Territorial road, which was read, and,
On motion of Mr. Patten, referred to the committee on roads, bridges, etc.

Mr. Farr presented,

Petition of James and Robert Watson, for the appropriation made to those who should find a coal mine within 40 miles of Great Salt Lake City, which was read, and,

On motion of Mr. Richards, referred to the committee on claims and appropriations.

On motion of Mr. Rockwood, the committee on Printing were requested to learn whether the Public Printer had accepted the appointment of the Legislature, and if so, what his facilities were to accommodate the House in printing their Minutes and other documents, and that leave of absence be granted said committee to perform their duties. Seconded and carried.

Mr. Johnson, in behalf of committee on Printing, reported that they had waited upon the Public Printer, who had accepted the appointment of the Legislature, and who would have the Governor's Message printed by to-morrow at 1 p. m., and the Minutes up to date, ready for the House on Monday, and thereafter would endeavor to have the printing despatched with punctuality.

On motion of Mr. Farr, the report was accepted.

The Minutes were read and accepted.

On motion of Mr. Woolley, the House adjourned to Friday, at 1 p. m.

Benediction by the Chaplain.

FRIDAY, DECEMBER 18, 1863.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Dec. 18, 1863, 1 p. m.

Council met pursuant to adjournment.

Roll called. Quorum present.

Prayer by the Chaplain.

The following Message was received from the House:

REPRESENTATIVES' HALL, G. S. L. City,
Dec. 17, 1863.

THE HONORABLE THE PRESIDENT AND MEMBERS OF THE COUNCIL:

GENTLEMEN: The enclosed resolution, requesting the Secretary to furnish the Assembly with certain papers has been adopted by the

House of Representatives, and is now forwarded to your Honorable body for concurrence.

Very respectfully, etc.,
JOHN TAYLOR, Speaker.

THOMAS BULLOCK, Chief Clerk.

Which was read and returned not concurred in.

Councilor Johnson presented, (C. F No. 1.) "An Act to incorporate the Green River ferry and White river toll road company," which was read, and,

On motion of Councilor Rich, was referred to the committee on roads, bridges, etc.

Councilor Woodruff, chairman of the committee on claims and appropriations presented, (C. F. No. 2) "An act for the relief of the several counties of this Territory," which was read, and,

On motion of Councilor Johnson, was laid on the table to come up in its order.

Minutes read.

On motion of Councilor Smith, the Council adjourned till Monday at 1 p. m.

Benediction by the Chaplain.

—o—

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
December 18, 1863, 1 p m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

The Speaker referred the Governor's Message as follows:

First clause of paragraph 9, to the committee on Agriculture, Trade and Manufactures.

Last clause of paragraph 9, also paragraphs 10, 11, 12, 13, 14, 15 and 16 to the committee on Petitions and Memorials

Paragraph 17, to the committee on Agriculture, Trade and Manufactures.

Paragraph 18, first clause, to committee on Judiciary; last clause to committee on Incorporations.

Paragraph 20, to the committee on Roads, Bridges, Ferries and Kanyons.

The following communication from the Governor was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Dec. 17, 1863.

THE HONORABLE JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have the honor to acknowledge the receipt of your communication, dated yesterday, informing me that the House of Representatives has voted me the freedon of the House and a seat within its bar. I thank the House for this courtesy, and shall be happy to avail myself of its privileges, by attending its sittings as often as my official duties will permit.

Very respectfully,
Your Obedient Servant,
AMOS REED,
Acting Governor.

Mr. Rockwood, chairman of special committee, to whom was referred the subject of legalizing certain acts of the Auditor of Public accounts and Treasurer, reported that they had taken the subject into consideration, and recommended the passage of the accompanying preamble and act.

Said preamble and act were read, and laid on the table to come up in order.

Mr. Richards, moved that the committee on revenue be instructed to take into consideration the importance of providing that one fourth of one per cent. on that portion of the Territorial Tax, paid by the several cities in the Territory for the year 1863, be relinquished to them and report thereon. Seconded and carried.

Mr. Richards, chairman of committee on petitions and memorials presented "Memorial for the vacation of Indian Reservations," which was read, and,

On motion of Mr. Callister, referred back to said committee with instructions to include the reservation on Corn creek.

The following was received and read:

COMMITTEE ROOMS, Dec. 18th 1863

"MR SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES.

GENTLEMEN: Your committee on claims and appropriations, having taken into consideration the petition of James and Robert Wat-

son, find, upon examination, that the resolution referred to in said petition was repealed by an Act approved January 16th, 1862.

Therefore Legislation upon the subject, is deemed unnecessary, and we recommend that the presenter of the petition have leave to withdraw it.

EDWIN D. WOOLLEY,
Chairman of said committee"

On motion of Mr. Rockwood, leave was granted for the withdrawal of said petition.

The following was received and read.

COUNCIL CHAMBER,
G. S L. City, Dec. 18, 1863.

THE HONORABLE THE SPEAKER AND MEMBERS OF
THE HOUSE OF REPRESENTATIVES:

GENTLEMEN: House resolution No. 1 is herewith returned not concurred in by the Council.

Very respectfully, etc.,
DANIEL H WELLS, President of the Council.

P. LYNCH, Secretary.

The Minutes were read and approved.

On motion of Mr Long, the House adjourned till Monday at 1 p.m.

Benediction by the Chaplain.

MONDAY, DECEMBER 21, 1863.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Monday, December 21, 1863, 1 p.m.

Council met pursuant to adjournment.

Roll called. Quorum present.

Prayer by the Chaplain.

The following communication was received and read:

RECORDER'S OFFICE,
G. S. L. City, December 21, 1863.

TO THE HON. PRESIDENT AND COUNCIL OF THE
LEGISLATURE OF THE TERRITORY OF UTAH:

GENTLEMEN:—I have the honor to inform you, that your communication tendering the City Council the freedom of the Council Cham-

ber during the present session of the Legislature of Utah has been received; I am instructed to tender their grateful acknowledgements, and as far as practicable a willing response to your generous invitation.

Respectfully,
Your Obedient Servant,
ROBERT CAMPBELL, City Recorder.

Councilor Smith presented, Petition from Archibald Gardner and 53 others, for an appropriation of three hundred dollars, to defray the expenses of reconstructing the Bridge across the River Jordan, at Gardner's Mill, which was read, and

On motion of Councilor Woodruff, was referred to the committee on roads, bridges, etc.

Councilor Hyde presented, (C. F. No. 3.) "An act, dividing Utah and Cache counties."

On motion of Councilor Harrington, it was referred to the committee on counties.

The President of the Council referred the subjects contained in the Governor's Message to the appropriate committees, as follows:

That portion of the Governor's Message relating to the Agricultural interests, to the Committee on Agriculture, Trade and Manufactures.

That portion relating to the Sanpete and Spanish Fork reservations, and the propriety of memoralizing Congress for an appropriation for the permanent settlement of the Indians of Utah Territory;

As also that portion relating to the increase of mail service in the Territory, to the Committee on Petitions and Memorials.

That portion relating to a General Incorporation act, to enable persons to form companies for the development of our mining interests, to the Committee on Incorporations.

That portion relating to the bridges across the Provo and Sevier rivers, to the Committee on Roads, Bridges, Ferries and Kanyons.

The following communication was received from the Hon. Secretary:

SECRETARY'S OFFICE, Utah Territory,
G. S. L. City, December 21, 1863.

THE HON. DANIEL H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—Considering that the Members, the Presiding Officer and the Chief Clerk of each House of the Legislative Assembly ought to be provided with postage for the transaction of their official business,

I have made an arrangement with the Postmaster of this city, by which the postage on the communications of these officers and members, marked "official business," with their signature and official title, will be paid and forwarded by him, during the present session.

I have the honor to be

Your Obedient Servant,

AMOS REED, Secretary of Utah Territory

On motion of Councilor E. Snow, the committee on petitions and memorials were instructed to enquire into the expediency of memorializing the Postmaster-General for semi-weekly instead of a weekly mail between Fillmore and Santa Clara.

The following message was received from the House:

REPRESENTATIVES' HALL, G. S. L. City,
December 21, 1863.

THE HONORABLE THE PRESIDENT AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The enclosed "memorial for the vacation of Indian reservations", has this day passed the House of Representatives, and is now respectfully sent to your honorable body for concurrence.

JOHN TAYLOR,
Speaker of the House.

THOMAS BULLOCK, Chief Clerk.

"Memorial for the vacation of Indian reservations" was read, and,

On motion of Councilor E. Snow, was referred to the committee on petitions and memorials.

On motion of Councilor Benson, the committee on petitions and memorials, were instructed to consider the expediency of memorializing the Postmaster General, for semi-weekly instead of weekly mail service from G S. L. City, through Cache county to Bannack City, Idaho Territory.

(C. F. No. 1) "An act for the relief of the several counties of this Territory," was read for the first time, and,

On motion of Councilor Spencer, passed its first reading.

On motion of Councilor Hyde, the committe on memorials were instructed to incorporate, in their memorial to Congress, the extension of the mail route from Fairview to Springtown, in Sanpete county, to Fort Ephraim, in said county, a distance of nine miles from Springtown, where it will intersect the route running from Nephi City, in Juab county, to Manti, in Sanpete county, and for the extension of said route from Manti to Fort Gunnison, in said county; distance 18 miles.

(C. F. No 2) "An act for the relief of the several counties of this Territory," was read the second time by sections, and,

On motion of Councilor Johnson, was referred back to the committee on claims and appropriations.

The Minutes were read and accepted.

On motion of Councilor E. Snow, the Council adjourned till 1 p.m. tomorrow.

Benediction by the Chaplain

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HOUSE.

REPRESENTATIVES' HALL,
G. S. L. City, Monday December 21, 1863. 1 p.m.

House met pursuant to adjournment.

Called to order by the Assistant Clerk.

Roll called. Quorum present.

On motion of Mr. Long, Hon. Orson Pratt was called to the Speaker's chair.

Mr. Wright presented, Petition of Abraham Hunsaker and others, for the right to establish and control a ferry or ferries on Bear river north, in Box Elder county, which was read, and,

On motion of Mr. Rockwood, referred to the committee on roads, bridges, ferries and kanyons.

Mr. Long moved, that the freedom of the House be extended to the ex-members of the Legislative Assembly.

Mr. Wandell presented, Resolution requesting the Hon. Secretary of the Territory to furnish the newspapers published in the Territory to the members and officers of the House, which was read, and,

On motion of Mr. Long, adopted.

Mr. Gleason, Messenger, appeared, and was qualified by Judge Wright.

Mr. Maughan presented, Communications from Feramorz Little, E. R. Young and Frederick Kesler, Directors of the Utah Penitentiary, with Warden's Report, which was read.

DIRECTORS' OFFICE, Salt Lake City,
December 18, 1863.

HONORABLE JOHN TAYLOR, AND THE HOUSE OF REPRESENTATIVES:

GENTLEMEN:—In compliance with an act of the Legislative Assembly of the Territory of Utah, approved January 20, 1862, here-

with find report of the condition of the Utah Penitentiary, and an approximate estimate of the means necessary to defray the expenses of the ensuing year. Also, the report of the Warden of said Penitentiary, showing the number of convicts, their condition, when, for what, and how long sentenced, specifying how many Territorial, the fiscal affairs, and the avails arising from the labor of convicts.

We have the honor to be,

Very Respectfully,

Your Obedient Servants,

FERAMORZ LITTLE,
E R YOUNG,
FREDERICK KESLER.

MR. SPEAKER, AND THE HOUSE OF REPRESENTATIVES:

GENTLEMEN:—There having been no provision made for repairing the cells, walls, &c., of the Utah Penitentiary, they remain in the same dilapidated condition, as at the date of our last report, and the means placed at our disposal have been found inadequate to procure a sufficient guard, in its present state, for the safe keeping of the convicts, and we would recommend an appropriation of Five Thousand Dollars, to defray the expenses of said Penitentiary, for the ensuing year.

Very Respectfully,

FERAMORZ LITTLE,
E. R YOUNG,
FREDERICK KESLER.

G. S. L. City, Dec. 18, 1863.

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WARDEN'S REPORT.

WARDEN'S OFFICE, G. S L. County,
December 11, 1863.

TO MESSRS. FERAMORZ LITTLE, FREDERICK KESLER, AND E. R. YOUNG, Directors of the Utah Penitentiary.

GENTLEMEN:—I herewith submit a report to you of the expenditures in the several departments of the institution, from the 30th day of November, 1862, to the 1st day of December, 1863, inclusive. Also an account of bills receivable, and a general statement of facts, you may need to aid you in making your report to the Legislative Assembly, as contemplated by law.

Very Respectfully, Yours,

A. P. ROCKWOOD, Warden of Utah Penitentiary.

FINANCIAL REPORT for the Fiscal Year, ending November 30th, 1863.

WARDEN'S OFFICE, G S.L. County, November 30, 1863.

STATEMENT A.

	Amount Pd. Out.	Amount Consum'd	Amount on hand.
Amount expended in office department - - - - - -	$2 50	$2 50	$91 25
" " in tool department	59 22	2 50	141 02
" " in cooking utensils	9 57	6 47	124 19
" " prison furniture	15 00	32 89	208 00
" " guard - -	548 58	550 08	22 75
" " hospital - -	140 29	137 29	7 00
" " fuel - -	234 41	119 41	180 00
" " repairs on prison	12 50	12 50	12 50
" " clothing - -	197 22	197 22	300 00
" " supply - -	574 00	595 25	177 50
" " bedding - -		14 20	53 00
" stock for manufacturing	45 97		503 37
Amount unexpended, auditors' draft			135 02
Total amount expended - -	$1839 08		
Total amount consumed - -		$1670 35	
Total amount on hand - -			$1655 60

STATEMENT B.

BILLS made receivable for the past Fiscal Year unpaid.

Amount due from Territorial Road Commissioner, for labor of convicts on road - - - - - -	$27 00
Amount due from Charles Decker, overpay on wood	5 56
" Long & Hart, labor of convict - -	21 05
" Ebenezer Brown, labor of convict . -	65 00
" from U. S. for expenses incurred in keeping Indians awaiting trial - -	140 25
Amount due from U. S. for the balance of expense incurred for convicts committed by U. S. Court, April, 1863	191 50
Total amount - - - - - - - -	$450 36

STATEMENT C.

Amount of property in the several departments as reported in the last annual report - - - - -	$1175 28
Amount reported unexpended in Warden's hands -	263 09
Total amount - - - - - - - - -	$1438 37

—o—

STATEMENT D.

Amount shown in statement A. on hand - - -	$1655 60
" " B. on hand - - -	450 36
Total amount shown in statements A & B. on hand	$2105 96
Amount of property on hand in last report as set forth in statement C. - - - - - - - -	1438 37
Which amount deducted from the amounts of A. & B. shows an increase of property on hand of - -	$667 59

—o—

STATEMENT E.

Amount received and due for labor, rent, &c. -	$1354 11
Amount of convict labor charged to stock account -	318 75
Total amount received and due for labor, &c. - -	$1672 86
Amount consumed in statement A. - - - -	1670 35
Which amount deducted from receipts and dues, shows a nett profit on the convicts of - - - - excepting Warden's services.	$2 51

—o—

STATEMENT F.

Amount due from U. S. for keeping convicts for 1860	$752 26
" " Ex-Warden McRae - - -	152 00
" " Daniel Carn - - - -	60 00

Amount due from Bryant Stringham, convict labor -	51 25
" " " U. S. for expenses incurred keeping Indian. - - - - - - - - - - -	10 00
Total amount - - - - - - - - -	$1025 51

These amounts (which were included in last year's report) are still unpaid, some of them are in successful progress of collection, others are somewhat doubtful.

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STATEMENT G.

Amount shown due by statement F. - - -	$1025 51
" " B. - - -	450 36
" on hand " A. - - -	1655 60
Total amount - - - - - -	$3131 47

—o—

STATEMENT H.

Amount due as shown in statement B. - - -	$450 36
Increase of stock as shown in statement D. - -	667 59
Amount profit of convicts shown, statement E. . -	2 51
Total - - - - - - - - - -	$1120 46
Amount received on bills reported receivable in last report, over and above the amount disbursed on bills payable - - - - - - -	229 04
Amount received for stock accounted for in last report	51 84
Draft on Auditor, No. 1. - - - - - -	437 58
" " No. 2. - - - - - -	300 00
Amount received for U. S. convict labor - - -	102 00
Total amount received - - - - - -	$1120 46

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HISTORICAL REPORT.

There were three Territorial convicts in the Penitentiary at the last annual report namely:—

Truelove Manhard, for robbery.

John H. Winslow, for larceny.

George Wood, for murder.

Also two U. S. prisoners, committed for safe keeping, awaiting trial before the U. S. District Court.

Territorial Convicts Committed.

Joseph Brundage, for larceny, committed February 24th, for one year.

Isaac Potter, for larceny, committed June 8th, for one year, discharged by writ of habeas corpus, June 23d, by Thomas J. Drake, Associate Justice Supreme Court, U S. U. T.

Peter Clemgard, for murder in the second degree, committed March 28th, for 15 years, pardoned by Stephen H. Harding, Governor U. T., March 31st.

Christian Neilson, for murder in the second degree, committed March 28th, for 12 years; pardoned by Stephen H. Harding, Governor U. T, March 31st

Abraham Taylor, Kadrup Neilson, Janse Christianson, Andrew Lee and Andrew M. Mason, for murder in the second degree, committed March 28th, each for 10 years, pardoned by Stephen H Harding, Governor U. T., March 31st.

Verulam Dive, for grand larceny, committed September 13th, for 5 years.

Thomas Watson, for larceny, committed October 7th, for 2 years.

William Darling, for larceny, committed September 17th for 3 ½ years.

United States Convicts.

Charles Davy, for purchasing arms from U. S. soldiers, committed April 3d, for 20 days.

Thomas C. Armstrong, committed April 8th, for 5 days.

William Burton, for larceny, committed April 11th, for 60 days.

Alonzo Gavitt, for larceny, committed, April 11th, for 60 days.

Edward Ray, for larceny, committed April 11th, for 1 year, escaped April 30th.

James Talbot, for perjury, committed April 15th, for 90 days; escaped April 30th, they were both (Ray and Talbot) retaken by officers of Cache county, and by them committed to Captain Black, commander of a company of U S California Volunteers, for safe keeping and return, and by him retained several days, but again escaped since which time they have eluded re-arrest.

The general health of the convicts has been good, most of the expense in the hospital department has been incurred by the broken limb of Henry H. Winslow.

I have appointed a number of deputies as circumstances required from time to time, to assist me in carrying out the sentence of the courts, none of these have any claims upon the Territory for their services.

None of the Territorial convicts have escaped this season.

GENTLMEN:—If any further information or explanation is necessary to give you a more perfect understanding, the books, papers and services of your humble servant are at your command.

Respectfully,

A. P. ROCKWOOD, Warden.

P. S. December 2d, 1863, I have this day arrested at Camp Douglas and re-committed to prison, Henry Angle, an escaped convict, who absconded the 10th of July 1862.

A P. R., Warden.

I have received a draft on the Auditor of Public Accounts, calling for four hundred dollars for my private benefit, which was honored at sight.

A. P. ROCKWOOD.

On motion of Mr. Woolley, referred to the committee on Penitentiary, and 60 copies thereof ordered to be printed in pamphlet form

The following communication from Secretary Reed was received and read:

SECRETARY'S OFFICE, Utah Territory,
G. S. L. City, December 21, 1863.

THE HON. JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—Considering that the Members, the Presiding Officer and the Chief Clerk of each House of the Legislative Assembly ought to be provided with postage for the transaction of their official business, I have made an arrangement with the Postmaster of this city, by which the postage on the communications of these officers and members, marked "official business," with their signature and official title, will be paid and forwarded by him, during the present session.

I have the honor to be
Your Obedient Servant,
AMOS REED, Secretary of Utah Territory.

Mr. Richards, chairmam of committee on petitions and memor-

ials, to whom was referred "Memorial for the vacation of Indian reservations," reported the same back.

Said memorial was read, and,

On motion of Mr. Wright, adopted.

Mr. Allred presented, Resolution instructing the Warden to cancel certain amounts, standing on Penitentiary books, which was read and laid on the table to come up in its order.

Mr. Rockwood presented a bill, entitled "An act prescribing the time for completing an assessment," which was read and laid on the table.

Mr. Wandell presented, a bill, entitled "An act, authorizing the issuing of executions against judgment debtors, non-residents of the county," which was laid on the table to come up in its order.

Mr. Johnson presented, a bill entitled "An act changing the time of holding the Supreme court and District courts in the 1st and 2d judicial districts," which was laid on the table to come up in its order.

Mr. Pratt presented, a bill entitled "An act supplimentary to an act to incorporate the City of St. George, in Washington county," which was laid on the table to come up in its order.

The business in order being called for

"Resolution authorizing the Warden to cancel certain amounts standing on the Penitentiary books," was read and laid over till the 22d.

"An act prescribing the time for completing an assessment," was taken up on its first reading, and,

On motion of Mr. Thurber, passed.

(H. F. 5) "An act authorizing the issuing of executions against judgment debtors, non-residents of the county," was taken up and read, and,

On motion of Mr Johnson, referred to the committee on judiciary.

(H. F. 6) "An act changing the time of holding the Supreme Court and District Courts, in the 1st and 2d Judicial districts, was taken up and read, and,

On motion of Mr. Wandell, referred to the committee on judiciary.

(H. F. 7) "An act supplementary to an act to incorporate the city of St. George, in Washington county, approved Jan 17, 1862," was taken up, read and referred to the committee on incorporations.

The minutes were read and approved.

On motion of Mr. Wright, the House adjourned till to-morrow, at 1 p m.

Benediction by the Chaplain.

TUESDAY, DECEMBER, 22, 1863.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Tuesday, December 22, 1863, 1 p.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
The following communication was read:

G. S. L. City, December 22, 1863.

TO THE HON. THE PRESIDENT AND MEMBERS OF THE LEGISLATIVE COUNCIL:

GENTLEMEN:—You are hereby respectfully tendered the use of the reading room and library in the Seventies' Council Hall, and are invited to attend the School of Science in the same hall, on Thursday evenings. The reading room open from ten a.m. to four p m. daily.

Your Obedient Servant,
JOSEPH YOUNG, SEN.

On motion of Councilor Rich, the thanks of the Council was unanimously tendered to President Joseph Young, for his kindness in extending the above privileges to the Members.

On motion of Councilor Hyde, the Council adjourned till to-morrow at 1 p.m.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
December 22, 1863, 1 p.m.

The House met pursuant to adjournment.
Called to order by the Speaker.
Roll called. Quorum present.
Prayer by the Chaplain.

Mr. Rockwood presented, petition of Joseph Young, Sen., for renewal of Bear river ferry charter, which was read, and,

On motion of Mr Long, referred to the committee on roads, bridges, ferries and kanyons.

Mr. Richards presented, a bill for "An act to provide for the organization of telegraph companies, which was read, and,

On motion of Mr. Wandell, referred to the committee on incorporations.

Mr. Rockwood presented, a bill entitled "An act in relation to Territorial, county and city taxes," which was read, and,

On motion of Mr. Richards, referred to the committee on revenue.

Mr. Eldredge presented, a bill entitled "An act to repeal an act entitled, an act appointing a Superintendent of the Provo kanyon road, and specifying the rates of toll to be collected thereon," which was read, and,

On motion of Mr. Van Cott, referred to the committee on roads, bridges, ferries and kanyons.

Mr. Allred presented, "resolution authorizing the Treasurer to expunge from his books the amount due on bills receivable," which was read, and,

On motion of Mr. Pratt, was referred to the committee on revenue.

The business in order being called for

(H. F. 2) "A preamble and an act legalizing certain acts of the Auditor and Treasurer," was taken up on its first reading.

(H. F. 3) "Resolution authorizing the Warden to cancel certain amounts standing on the Penitentiary books," was read and referred to the committee on penitentiary.

(H. F. 4) "A bill entitled an act prescribing the time for completing an assessment," was read and referred to the committee on revenue.

The minutes were read and approved.

On motion of Mr. Lunt, adjourned till to morrow at 1 p.m.

Benediction by the Chaplain.

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WEDNESDAY, DECEMBER 23, 1863.

COUNCIL.

COUNCIL CHAMBER, G. S L. City,
Wednesday, December 23, 1863, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President,

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Smith, chairman of the committee on petitions and memorials, to whom was referred House "Memorial for the vacation of Indian reservations," reported the same back, with a recommendation for concurrence therein.

On motion of Councilor Harrington, the report was received and the memorial concurred in, and the House notified accordingly.

Councilor Rich, chairman of the committee on counties, to whom was referred [C. F. No. 3,] "An act dividing Utah and Cache counties," made the following report:

"Your committee, to whom was referred "An act dividing Utah and Cache counties," beg leave to report the following substitute, and recommend its passage.

On motion of Councilor Harrington, the report was received and the bill read the first time, and amended, and,

On motion of Councilor Smith, the bill was recommitted to the committee on counties, with instructions to take into consideration the propriety of dividing Washington county, and if so, to include the same in said bill.

Councilor Benson, presented resolution requesting the Hon. Secretary of the Territory, to furnish the members and officers of the Council, with copies of the newspapers published in the Territory during the present session, as also the telegraphic dispatches.

On motion of Councilor L. Snow, passed.

The following message was received from the House:

REPRESENTATIVES' HALL, G. S. L. City.
December 23, 1863.

THE HONORABLE THE PRESIDENT
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The enclosed resolution, to petition the Acting Governor for a standard set of weights and measures has passed the House, and is now sent for the concurrence of your honorable body.

Very Respectfully,
JOHN TAYLOR, Speaker.

Said resolution was read, and,

On motion of Councilor Smith, was referred to the committee on agriculture, trade and manufactures.

The following message was received from the House:

REPRESENTATIVES' HALL, G. S. L. City,
December 23, 1863.

THE HONORABLE THE PRESIDENT
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The enclosed "Preamble and an act legalizing certain acts of the Auditor and Treasurer," has passed the House, and is sent to your Honorable body for concurrence.

Very Respectfully,
JOHN TAYLOR, Speaker.

Said preamble and act was read, and,

On motion of Councilor E. Snow, was referred to the committee on claims and appropriations.

The minutes being called for, were read and accepted.

On motion of Councilor BENSON, the Council adjourned till Monday, the 4th Jan, 1864, at 1 p.m.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' Hall,
G. S L. City, Dec. 23, 1863, 1 p.m.

House met pursuant to adjournment.

Called to order by the Chief Clerk.

Roll called Quorum present

On motion of Mr. Rowberry, Hon. Orson Pratt, Sen., was called to the chair.

Prayer by the Chaplain.

Mr. Callister, presented petition of Nathan Davis, for appropriation to buy a set of standard weights and measures, which was read and referred to the committee on claims and appropriations.

The Speaker arrived and took the chair.

The following was received and read:

"MR SPEAKER AND MEMBERS OF THE HOUSE:

GENTLEMEN:—Your committee on roads, bridges, etc., to whom was referred the petition of Abraham Hunsucker, Lorenzo Snow and Jonathan C. Wright, have taken it into consideration, and beg leave to report adversely to granting said petition.

We have also taken into consideration the bill entitled,

"An act to repeal an act entitled, an act appointing a Superin-

tendent of the Provo kanyon road, and specifying the rates of toll to be collected thereon," and beg leave to recommend the passage of accompanying bill.

Wm. B. PRESTON, Chairman."

Said bill "an act to repeal an act, appointing a Superintendent of the Provo kanyon road, and specifying the rates of toll to be collected thereon," was read, and laid on the table to come up in its order.

The following was received and read:

"COMMITTEE ROOM, Dec. 23, 1863.

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

Your committee, to whom was referred [H. F. 9,] entitled "An act in relation to Territorial County and City Taxes," report the same back, and recommend that the proviso in the first section be stricken out, and that the bill so amended pass.

A. K. THURBER,
Chairman of committee on revenue."

Said bill was read, and laid on the table to come up in its order.

The following was received and read:

"COMMITTEE ROOM, Dec. 23, 1863.

MR. SPEAKER AND GENTLEMEN
OF THE HOUSE OF REPRESENTATIVES:

Your committee, to whom was referred [H. F. 11,] "Resolution authorizing the Treasurer to expunge from his books the amount due on bills receivable," report the same back, and recommend its adoption.

A. K. THURBER,
Chairman of committee on revenue."

Said resolution was read, and laid on the table to come up in its order.

A message from the Council was received, announcing their concurrence in "memorial for the vacation of Indian reservations."

Mr. Farr, presented petition of Chester Loveland and others, for charter to run a steamboat from Jordan bridge to Bear river, which was read, and referred to the committee on incorporations.

Mr. Woolley, presented resolution to petition the Acting Governor for a set of standard weights and measures, which was read, and,

On motion of Mr. Richards, adopted.

Mr. Richards, presented resolution relating to the publishing and

distribution of the laws and journals of the twelfth annual session, which was read and referred to the committee on printing.

The business in order being called for,

[H. F 2,] "A preamble and an act legalizing certain acts of the Auditor and Treasurer," was taken up and passed its second reading.

On motion of Mr Pratt, said bill passed its third reading.

The title of said bill was read and passed.

A bill entitled "An act in relation to Territorial, County and City Taxes," was taken up on its first reading.

[H. F. 12,]" An act to repeal an act entitled, an act appointing a Superintendent of the Provo kanyon road, and specifying the rates of roll to be collected thereon," was taken up on its first reading.

Mr. Pitchforth moved, that the committee on judiciary take into consideration the propriety of amending the law, entitled "An act in relation to Justices of the peace, approved Feb. 4, 1852," so as to cause Constables elected by authority of said act, to file bonds with the Probate Clerks in their respective counties, and subscribe an oath of office for the faithful performance of their duties. Seconded and carried

Mr. Pitchforth, presented a bill entitled, "An act for the better regulation of stray pounds and for other purposes," which was referred to the committee on counties.

Mr. Eldredge, chairman of committee on incorporations, to whom was referred [H. F. 7,] "An act supplementary to an act to incorporate the city of St. George in Washington county, approved Jan. 17, 1862," reported the same back, and recommended its passage.

Said bill was taken up on its first reading.

By letter, Prest. Joseph Young, Sen., respectfully tendered the freedom of the Seventies Reading Room and Library; also the School of Science held in the Seventies Council Hall, on Thursday evenings, to the members of the House of Representatives.

On motion of Mr. Richards, a vote of thanks was tendered to Prest. Joseph Young, for his courtesy to the House.

On motion of Mr. Allred, the House adjourned the Council concurring, till Monday, January 4, 1864, at 1 p.m.

Benediction by the Chaplain.

MONDAY, JANUARY 4, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Monday, January 4, 1864, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

A communication was received from H. W. Carpentier, President California State Telegraph Company, praying for the passage of an act to encourage the construction of telegraph lines in the Territory of Utah, which was read, and,

On motion of Councilor E. Snow, was referred to the committee on incorporations.

Councilor Woodruff, chairman of the committee on claims and appropriations, to whom was referred [H. F. No. 2,] "A preamble and an act legalizing certain acts of the Auditor and Treasurer," reported the same back with a recommendation for concurrence.

Said bill was read the second time, and,

On motion of Councilor Carrington, was laid on the table till called for;

On motion of Councilor Carrington, the freedom of the Council Chamber was tendered to Hon. H. W. Carpentier, President California State Telegraph Company.

Councilor L. Snow, presented petition from W. W. Raymond and fifty-nine others, praying for an appropriation of fifteen hundred dollars, to enable them to complete a sum sufficient to erect a bridge across the Weber, near Plain City, which was read, and,

On motion of Councilor Smith, was referred to the committee on roads, bridges, ferries and kanyons.

The following was received from the House:

REPRESENTATIVES' HALL, G. S. L. CITY,
January 4, 1864.

HON. D. H. WELLS
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The enclosed memorial to Congress has been adopted by the House, and is now submitted to your Honorable body for concurrence.

Very Respectfully,
JOHN TAYLOR, Speaker.

Said memorial was read, and,

On motion of Councilor Woodruff, was referred to the committee on petitions and memorials.

The following message was received from the House:

GENTLEMEN:—The enclosed "Resolution, authorizing the Treasurer to expunge from his books a certain amount due on bills receivable," has passed the House, and is now sent to your Honorable body for concurrence.

Very Respectfully,
JOHN TAYLOR, Speaker

Said resolution was read, and,

On motion of Councilor Rich, was concurred in.

Councilor Woodruff, chairman of the committee on agriculture, trade and manufactures, to whom was referred [H. F. 13,] "Resolution to petition the Acting Governor for a standard set of weights and measures," reported the same back by substituting [C. F. 5,] "A resolution for obtaining a standard set of weights and measures," which was read, and,

On motion of Councilor E. Snow, was adopted, and sent to the House for concurrence.

The minutes being called for, were read and accepted.

On motion of Councilor Smith, the Council adjourned till tomorrow, at 1 p.m.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
Monday, January 4, 1864, 1 p. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by by the Chaplain.

Mr. Lunt presented, petition of Charles Edward Pearson to have "Wood" added to his name, which was read and referred to the committee on petitions and memorials.

Mr. Wandell presented, "Memorial to Congress, for an Act authorizing the removal of the Indians in Utah Territory to the Uinta Reservation," which was read, and,

On motion of Mr. Long, adopted.

Mr. Wandell presented, a bill entitled, "An act for the formation of corporations," which was read, and,

On motion of Mr. Preston, referred to the committee on incorporations.

Mr. Rockwood presented, a bill entitled, "An act to amend an act, amending an act, granting to Lewis Robison and Joshua Terry the right of building a toll bridge across Green river," which was read, and,

Referred to the committee on roads, bridges, &c.

Mr. Preston, chairman of committee on roads, bridges, &c., to whom was referred the petition of Joseph Young, sen., reported a bill entitled "An act, granting unto Joseph Young, sen, the right to establish and control ferries on Bear river."

Said bill was read, and laid on the table to come up in its order.

Mr. Thurber presented, petition of grand jurors for Utah county, for an appropriation out of the Territorial revenue to aid their county, which was read and referred to the committee on revenue

Mr. Eldredge, chairman of committee on incorporations, reported back "An act to provide for the organization of telegraphic companies," which was read the first time.

The following was received and read:

TO THE HON. THE LEGISLATIVE ASSEMBLY
OF THE TERRITORY OF UTAH;

GENTLEMEN:—I have the honor to present a statement of the condition of the roads and bridges in the Territory, and the amount expended upon the same since my last annual report.

At the last session of the Legislative Assembly several appropriations were made for the benefit of roads and bridges, and among them one of $250, to repair the bridge at East Weber. On examination I found that amount inadequate to the repairs necessary, and have not yet made the improvement required.

An appropriation was also made to repair the Sevier bridge, which as yet, has not all been expended, and in my judgment an application of means on the old structure would not be advantageous to the interest of the Territory.

A bridge has been built by donation across the Jordan river at Gardner's Mill, during the summer, at an outlay, I have been informed of about $1000. I have been solicited to aid in the matter, as the work has not been fully completed, and respectfully refer the same for your consideration.

In my last report, your attention was called to that portion of Great Salt Lake City and Weber road, running through Silver

Creek kanyon, which was destroyed by the high water of 1862. As it is the great thoroughfare to and from the East, the demands of the traveling public required that, repairs be made thereon. and during the summer, by the bursting of a cloud in Big Kanyon, the road was rendered impassible, thereby involving an outlay of several hundred dollars, consequently I have expended on my responsibility on the said road $3839,31, and in Silver Creek kanyon it will require an additional outlay to complete the work.

Your attention is respectfully called to the bridges across the Ogden, Weber, Provo and Sevier rivers, and I would recommend such appropriations be made for building and repairing them as in your judgment they require; and also ask that an appropriation be made to cancel the amount expended on the Great Salt Lake City and Weber road.

Respectfully,

THEODORE MCKEAN,

Territorial Road Commissioner.

Great Salt Lake City, Dec. 31, 1863

On motion of Mr Long, said report was ordered to be spread on the minutes, and referred to the committee on roads, bridges, &c.

Mr Farr, chairman of committee on judiciary, to whom was referred, [H. F. 5] "An act authorizing the issuing of executions against judgment debtors, non-residents of the county," reported favorable to the passage of aforesaid act without amendment.

Said bill was read the first time.

Mr. Farr, chairman of committee on judiciary to whom was referred, a bill entitled "An act changing the time of holding the Supreme and District courts in the First and Second Judicial Districts," respectfully reported the same back and recommended its passage.

Said bill was read the first time

The business in order being called for.

[H. F. 9] "An act in relation to Territorial, County and City taxes," was taken up and referred back to committee on revenue, with instructions to so amend the bill as to authorize school districts to assess an ad valorem tax for the payment of school teachers.

[H F. 12.] "An act to repeal an act entitled an act appointing a superintendent of the Provo kanyon road and specifying the rates of toll to be collected thereon," was taken up and read the second time.

[H. F. 7.] "An act supplementary to an act to incorporate the city of St. George in Washington county, approved Jan. 17, 1862," was taken up and read the second time.

[H. F. 11.] "Resolution authorizing the Treasurer to expunge from his books a certain amount due on bills receivable" was read the second time.

Said resolution was read the third time by its title and so passed.

[H. F. 18.] "An act granting unto Joseph Young, sen., the right to establish and control ferries on Bear river," was taken up and read the first time.

The minutes were read and approved.

On motion of Mr. Wandell, the House adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

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TUESDAY, JANUARY 5, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Tuesday, Jan. 5, 1864, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Rich presented, petition from S. B. Tanner and eighty-seven others, praying for the organization of a county, in the eastern part of Weber county, including Ogden valley, which was read, and,

On motion of Councilor Harrington, was referred to the committee on counties.

Councilor Woodruff presented, report of Deseret Agricultural and Manufacturing Society, which was read, and,

On motion of Councilor Smith, was ordered to be spread upon the minutes, and one hundred copies to be printed in pamphlet form, for the use of the Assembly.

REPORT

Of the Board of Directors, of the Deseret Agricultural and Manufacturing Society:

TO THE HONORABLE THE
LEGISLATIVE ASSEMBLY OF THE TERRITORY OF UTAH:

GENTLEMEN:—In view of raising the Sorghum and Imphee canes

and other seeds in purity, the Board of Directors have fenced five or six acres of land on the Quarantine grounds, near the mouth of Emigration kanyon, and cultivated thereon the Imphee cane, which, when manufactured on Cook's evaporator, has produced one gallon of good syrup from five gallons of juice, while from all other samples of cane, manufactured by the same evaporator, it has taken from seven to twelve gallons of juice to make one gallon of syrup.

The Board have also caused to be planted different kinds of cane seed, upon grounds several miles from other cultivation. Reports from these, represent the seed as much degenerated. The Sorghum obtained from the Patent office at Washington, labelled "Imported from France," which was planted near White's Fort, proved highly adulterated with broom corn.

Experiments, so far, have proven that the Imphee syrup will granulate much quicker than the Sorghum. From a cask of Imphee syrup, over one hundred pounds of sugar has been produced; a sample of which is herewith presented. There is on hand about one hundred and fifty pounds of the Imphee seed, to be distributed as premiums and for sale.

There has been raised, from the experimental gardens, Old Fort, G. S. L. City, two hundred and fifty-seven pounds of good madder seed; a small portion of the madder root was dug, and a fine sample of the same, prepared for dyeing, was on exhibition at the late Fair. The seed being so plentiful, it is now within the reach of all our farmers, to grow their own madder.

Concerning Indigo seed, the Board have written, the Agricultural Commissioner at Washington, requesting that samples of the same might be forwarded for cultivation in the southern portion of the Territory.

Several hundred pounds of a superior quality of oats have been raised this season, which will produce forty-two pounds to the bushel, also eighty-six pounds of Siberian wheat, lately introduced into California, and valued highly on account of its productiveness.

The Board have distributed to country settlements gratuitously, hundreds of scions of the best fruit, principally apple, plum, peach and apricot, and still hold themselves in readiness, to respond in furnishing cuttings of such fruit as has been proven here, and pronounced by our Horticulturists worthy of propagation.

There has been received from the Commissioner of Agriculture, Washington, quite a variety of seeds; also from Amos Reed, Esq., which were distributed in the settlements.

The Board have corresponded with the Department of Agriculture, Washington, to which department monthly returns of the

Agricultural and Horticultural statistics of the Territory have been furnished, so far as the Board had the means of procuring information.

The State Fair, held in this city in October last, furnished evidence in some departments of marked improvement. There is, however, great indifference in the public mind, as to contributing to the Fair, and to a great extent, the articles exhibited, are furnished by a few of the more patriotic individuals.

The receipts during the year amount to $1237.63½. The expenditures have been $1064 83. Leaving a balance in the Treasury of $172 80½, besides the Imphee and Madder seed, and oats and Siberian wheat before named; also some bills receivable, due the former Board of Directors.

The Board, during the past year, have commenced issuing Life Memberships, at ten dollars each.

If agricultural and manufacturing societies and exhibitions are accredited, auxiliaries and stimulants to Home Manufactures and national development in other States and nations, where exist commercial facilities so extensive and varied, how much more should the inhabitants of Utah foster and encourage these exhibitions, situated as we are, so remote and isolated from the manufacturing emporiums of the world.

Should the society continue to exist and carry out the objects of its creation, a suitable house in which to hold the annual exhibitions should be built, and connected therewith a depot for seeds, library and office. There should also be a system devised by which monthly returns of the varied products of Utah could be obtained, that the society might be placed in possession of the agricultural and kindred statistics of our Territory, and be thereby enabled to furnish the same.

If the Legislative Assembly, taking all things into consideration, deem the society not of sufficient importance and benefit to the people in the Territory, to continue its operations, the repeal of the charter is recommended.

W. WOODRUFF, President.

FINANCIAL EXHIBIT of Deseret Agricultural and Manufacturing Society, for the year ending Dec. 1863.

	Dr.	Cr.
To balance as per report of 1862,	$157 11	
" amount received for annual subscriptions,	163 14½	
" " life memberships,	313 33⅓	
" " as donations,	3 66⅔	

" Territorial appropriation, $484 30				
" less due to, and credited former Board		54 49		
			429 81	
" amount due former Board of Directors (1861)		310 32		
Deduct paper redeemed by present Board	44 50			
" indebtedness still outstanding	242 83			
		287 33		
			22 99	
To amount received from Quarantine Gardens			85 00	
" " Experimental "			62 58	
By amount to J R Winder, for fencing Quarantine farm and for team work				381 08
" E. F. Sheets, ploughing and harrowing both lots				29 12
" J. P. Risely, gardener				246 81
" Brigham Young, lumber for fair		140 00		
" less lumber available		93 75		
				47 25
" F. A Mitchell, nails, tacks and team work,				37 35
" F. A Mitchell, for nails used at Fair,				6 15
" Kimball and Lawrence, for pink calico $4 and Godbe for candles $5, and for painting, twine, bags and pins $5 45				14 45
" Mark Lindsay and others for attendance at fair				32 50
" carpenters for fitting up Social Hall for fair				14 00
" Globe saloon dinners for music				20 75
" R. L. Campbell, clerking as Secretary, keeping books as Treasurer, selling seeds and giving out premiums				94 50
" Thos. Bullock, clerk at fair, making out premiums and weighing seeds				20 75

"	wood for Historians' office and for flag staff broken during fair		8 00
"	Premiums		85 20
"	paid for hauling wheat		4 49
"	expended on Experimental and Quarantine gardens not included in above accounts		22 43
	Balance.		172 80⅓
		1237 63⅓	1237 63⅓

ROB. L. CAMPBELL, Treasurer.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred that portion of the Governor's Message relating to the State road at the point of the mountain, south, and at the crossings of the Provo and Sevier rivers recommended the adoption of a resolution appropriating the sum of fifteen hundred dollars to aid in the reconstruction of a bridge across the Provo river.

On motion of Councilor Carrington [H F. No. 2] "A preamble and act legalizing certain acts of the Auditor and Treasurer," was taken up on its second reading as amended, and,

On motion of Councilor Smith, passed its second reading as amended.

On motion of Councilor Carrington, the bill passed by its title as amended, and the House notified accordingly

The following communication was received from the House:

REPRESENTATIVES' HALL, G. S. L. City,
Jan. 5, 1864.

THE HONORABLE THE PRESIDENT AND MEMBERS OF THE COUNCIL:

GENTLEMEN: The House of Representatives has passed the enclosed "Memorial to Congress for a daily mail from G. S. L. City to Los Angeles, California," which is now sent for your concurrence.

They have also concurred in your substitute "a resolution for obtaining a standard set of weights and measures," which is herewith enclosed.

They have also passed [H. F. No. 7.] "An act supplementary to an act to incorporate the city of St. George, in Washington county, approved Jan. 17, 1862." and "An act to repeal an act entitled an act appointing a superintendent of the Provo kanyon road and specify-

ing the rates of toll to be collected thereon," which are enclosed for the action of your Honorable body.

Very respectfully, etc.,
JOHN TAYLOR, Speaker.

"House memorial to Congress for a daily mail from G. S. L. City to Los Angeles, in California," was read, and,

On motion of Councilor E. Snow, was concurred in.

[H. F, No. 7.] "An act supplementary to an act to incorporate the city of St. George, in Washington county, approved January 17, 1862," was read, and,

On motion of Councilor Smith, was referred to the committee on incorporations.

[H. F. No. 12.] "An act to repeal an act entitled an act appointing a superintendent of the Provo kanyon road and specifying the rates of toll to be collected thereon," was read the first time, and,

On motion of Councilor Hyde, was read the second time, and,

On motion of Councilor Rich, passed its third reading by title, and the House notified accordingly.

The minutes were called for, read, and accepted.

On motion of Councilor Smith, the Council adjourned till 1 p. m. to-morrow.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 5th, 1864, 1 p. m.

House met pursuant to adjournment.

Called to order by the Chief Clerk

Roll called. Quorum present.

Prayer by the Chaplain

On motion, Hon. A. P. Rockwood was called to the chair.

A message was received from the Council announcing their concurrence in House "Resolution, authorizing the Treasurer to expunge from his books a certain amount due on bills receivable.". Also announcing their non-concurrence in [H F. No. 13,] and substituting therefor [C. F. No. 5.] "A resolution for obtaining a standard set of weights and measures," which they had adopted and sent for concurrence.

Said resolution [C. F. No. 5.] was read, and,

On motion, House concurred in the adoption thereof.

Mr. Eldredge, chairman of committee on incorporations, to whom was referred the bill entitled "An act for the formation of corporations," reported the same back with amendments, and recommended the passage of the same.

The amendments to said bill were read and adopted.

On motion of Mr. Thurber, 50 copies of said bill were ordered to be printed, in open lines, for the use of both Houses of the Legislative Assembly.

The Speaker arrived and took the chair.

Mr. Long moved, that a note be addressed to the Warden of the Penitentiary, requesting him to report at an early day, the number of convicts committed to the Penitentiary, from the 1st day of January, 1855, to the first day of January, 1864; also the number who have been pardoned within the said period; number released on writs of habeas corpus, and writs of error; number who have served out their time; number who have made good their escape, and the number on hand. Likewise the amount of available labor each year, as shown by the records of the Penitentiary, and the present condition of the Penitentiary.

Seconded and carried.

Mr. Patten presented, a bill entitled "An act in relation to fires on the public domain," which was read, and referred to the committee on public domain and school lands.

Mr. Thurber presented, claim of Jason Sherman, Deputy Sheriff of Green river county, which was read, and referred to the committee on claims and appropriations.

Mr. Hunt presented, petition of Joseph Grover and 85 others, for an appropriation for a road from Huntsville to Bear river lake, which was read, and referred to the committee on roads, bridges, &c.

Mr. Rockwood presented, petition of Lewis Robison and Joshua Terry, for a charter for a ferry across Green river, which was read, and referred to the committee on roads, bridges, &c.

Mr. Cluff presented, Memorial to Congress, for a daily mail from Great Salt Lake City to Los Angeles, in California, which was read, and

On motion of Mr. Wandell, adopted.

[H. F. No. 19.] a bill entitled "An act to provide for the organization of Telegraph Companies," was taken up, read, amended, and so passed its second reading.

[H. F. No. 5.] a bill entitled "An act authorizing the issuing of executions against judgment debtors, non-residents of the county," was taken up and passed its second reading.

[H. F No. 6.] a bill entitled "An act changing the time of holding the Supreme Court and District Courts, in the 1st and 2d Judicial Districts," was taken up, read, and referred back to the committee on judiciary.

[H. F No. 12.] a bill entitled "An act to repeal an act entitled an act appointing a superintendent of the Provo kanyon road, and specifying the rates of toll to be collected thereon," was taken up and passed its second reading

Said bill passed its third reading by its title.

[H. F. No. 7.] a bill entitled "An act supplementary to an act to incorporate the City of St George, in Washington county, approved January 17, 1862," was taken up and passed its third reading.

The title of said bill was read and approved.

[H. F. No. 18] a bill entitled "An act, granting unto Joseph Young, sen, the right to establish and control ferries on Bear river," was taken up on its second reading. Pending discussion on the 4th section, the further consideration of the bill was laid over till to-morrow.

The following message was received and read:

COUNCIL CHAMBER, G. S. L. City,
January 5, 1864.

HON. THE SPEAKER AND MEMBERS OF THE
HOUSE OF REPRESENTATIVES:

GENTLEMEN:—The Council has passed [H. F. No. 9.] "A preamble and an act, legalizing certain acts of the Auditor and Treasurer," with certain amendments, they have also concurred in your Memorial to Congress for daily mail, &c, and in [H F. No 12] "An act to repeal an act, appointing a superintendent of the Provo kanyon road, and specifying the rates of toll to be collected thereon."

Do you concur in the amendments to [H. F. No. 2.]

Very respectfully,
DANIEL H WELLS,
President of the Council.

[H. F. No. 2.] was taken up and read as amended by the Council, and,

On motion of Mr. Rockwood, the House non-concurred in the amendments to said bill, and asked for a committee of conference on said bill.

Whereupon the Speaker appointed Messrs. Richards, Long and Stoker said committee of conference.

The minutes were read and approved.

On motion of Mr. Van Cott, the House adjourned till 1 p. m. to-morrow.

Benediction by the Chaplain.

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WEDNESDAY, JANUARY 6, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S L. City, Jan. 6, 1864, 1 p. m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

The following was received from the House:

"GENTLEMEN:—The House of Representatives do not concur in your amendments to [H. F. No. 2,] "A preamble and an act legalizing certain acts of the Auditor and Treasurer," and have appointed Messrs. Richards, Long and Stoker, a committee of conference, to meet with a like committee of the Council, upon said amendments.

Very Respectfully,
JOHN TAYLOR, Speaker."

Councilor E. Snow moved, that a committee of conference be appointed to meet with the committee referred to. The President appointed Councilors E. Snow, A. Carrington and L. E. Harrington said committee.

Councilor Rich presented, petition of R. R Hopkins and William Sterrit, praying for the right to establish a toll bridge on Bear river, on the road from Fort Bridger to Soda Springs, which was read, and,

On motion of Councilor Benson, was referred to the committee on roads, bridges, ferries and kanyons.

Councilor Hyde presented, petition of Wm. A. Hickman, praying for the charter of a toll road on the Western desert, in Tooele county, which was read, and,

On motion of Councilor Hyde, was referred to the committee on roads, bridges, ferries and kanyons.

Councilor Rich, chairman of the committee on counties to whom

was referred [C. F. No. 3,] "An act to provide for the organization of Richland county, and to change the boundaries of Sanpete and Utah counties," reported the same back by substituting [C. F. No. 6,] "An act to provide for the organization of Richland and Rio Virgin counties," and to change the boundaries of Sanpete and Utah counties, which was read.

The following was received from the House:

GENTLEMEN:—The enclosed bills [H. F. No. 5,] "An act authorizing the issuing of executions against judgment debtors, non-residents of the county." (H. F. No. 6,) "An act changing the time of holding the Supreme Court and District Courts, in the 1st and 2d Judicial Districts," and (H. F. No. 19,) "An act to provide for the organization of telegraph companies," have passed the House, and are now sent to your Honorable body for concurrence.

Very Respectfully, etc.,

JOHN TAYLOR, Speaker.

(H. F. No 6,) "An act changing the time of holding the Supreme Court and District Courts, in the 1st and 2d Judicial Districts, was read, and,

On motion of Councilor Smith, was referred to the committee on judiciary.

(H. F. No. 5,) "An act authorizing of executions against judgment debtors, non-residents of the county," was read, and,

On motion of Councilor E. Snow, was referred to the committee on judiciary.

(H. F. No. 19,) "An act to provide for the organization of telegraph companies," was read, and,

On motion of Councilor Smith, was referred to the committee on incorporations.

Minutes being called for, were read and accepted.

On motion of Councilor Benson, the Council adjourned till tomorrow, at 1 p.m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
Jan. 6, 1864, 1 p. m.

House met pursuant to adjournment.
Called to order by the Speaker.
Roll called. Quorum present.
Prayer by the Chaplain.

Mr. Pitchforth presented, petition of C. H. Bryan and 135 others, for an appropriation for a county revenue, which was read, and referred to the committee on revenue.

Mr. Cluff presented, petition of the County court of Utah county, which was read, and referred to the committee on revenue.

Mr. Maughan, chairman of committee on elections, presented, list of officers to be elected by the joint vote of the Legislative Assembly, which was read, and the committee instructed to confer with the committee of the council on the subject, and present the same to the joint session.

Mr. Preston, chairman of committee on roads, to whom was referred the "Petition of the citizens of Minersville, reported, a bill, entitled 'An act for the location of a road from G. S. L. City, to St. George, via Deseret City," which was read and laid on the table to come up in its order.

Mr. Callister, chairman of committee on counties, to whom was referred [H. F. No. 15] "An act for the better regulation of estray pounds," reported the same back with amendments.

Said bill was read, and,

On motion of Mr. Richards, 50 copies thereof were ordered to be printed, in open lines, for the use of the Assembly.

Mr. Long presented, report of the Warden of the Penitentiary, in compliance with the vote of yesterday, which was read, and referred to the committee on penitentiary, and ordered to be printed in pamphlet form.

WARDEN'S REPORT.

WARDEN'S OFFICE, G. S. L. COUNTY,
January 6, 1864.

MR. SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES:

GENTLEMEN:—Pursuant to your request, I submit you a report as requested in your note of the 5th inst.

By examining the records of the Penitentiary, now in my office,

I am enabled to furnish the following statistics, showing the number of convicts committed each year, etc.

	1855.	1856.	1857.	1858.	1859.	1860.	1861.	1862.	1863.	Total
Number of convicts committed in	9	9	1		6	19	4	9	18	75
Number of convicts pardoned	1	7			4	3	1	3	7	26
Number of convicts discharged on writ of habeas corpus or writ of error. - - - - -					1	9	1		1	12
Number served the term of sentence	1	2	1			4		5	4	17
Number made good their escape	3				1	3	2	1	2	12
Number of convicts now on hand										8
Total number of convicts committed in nine years - - -										75

Several others have escaped from time to time, but have been taken and re-committed, either dead or alive.

During the administration of Mr. Carn, as Warden, the books show that in 1855-6-7-8-9, one hundred and ninety-three day's work was performed by convicts, but they do not show that it was available.

It is also shown that fifty dollars worth of labor was performed, which was available and accounted for.

During the administration of Mr. McRae in 1860, the available convict labor amounted to $48,00.

During the administration of Mr. Little, as Warden, in 1861, the available labor of convicts as shown in the director's report of December 18th, 1861, amounts to $175,00.

And their report of December 10th, 1862, shows that during the remainder of the term of Mr. Little, the available labor of convicts was $407 50.

During the administration of Mr. Rockwood, as Warden, from January 31st, 1862, to December 1st following, the available labor of convicts, as accounted for in report of directors, December 10th, 1862, was $1172 75.

During the second term of Mr. Rockwood, in 1863, the director's report of December 18th, shows that the labor, rent, etc., amount to $1672 86.

The records in my office do not show the annual expense of the institution for the first five years, up to 1860, neither do they show the aggregate.

The expenses of 1860, are shown to be		- -	$5159 29
" 1861,	"	- - -	4584 11
" 1862,	"	- - -	1696 23
The income of 1863,	"	$2 51	

Excepting Warden's services, which is not taken into consideration.

The Penitentiary is in a very dilapidated condition, therefore not a secure place for convicts. The sleeping cells are mostly under ground; badly ventilated, consequently unhealthy in the warm season of the year, and with propriety may be called a nuisance.

The continued neglect of the general government to pay the expense incurred in keeping U S. convicts, and the limited appropriations of the Legislative Assembly for the past two years, have not justified the Directors in furnishing a constant night guard, consequently convicts have escaped that otherwise might have been secured. Notwithstanding, the ratio of escapes has been less the past two years, than when the night guard was supposed to be on constant duty. I think this may be more properly attributed to the circumstance, that the convicts have been kept constantly at labor during the day, rather than through any neglect of the guard.

The increase of convict labor for the last three years, is mostly in consequence of the law passed in 1860, authorizing the Warden to work the convicts outside of the prison wall, provided the Directors approved. The exercise of the provisions of this law, is in many cases safe and salutary, in others it may be questioned. Consequently much responsibility rests on the Directors and Warden, in the exercise of the provisions of this law. And I would respectfully suggest, that the consideration of the effect of this law, be referred to your committee on Penitentiary. I do also recommend, that said committee take into consideration the condition of the cells, and devise ways and means to provide more wholesome sleeping apartments.

During the past season there have been accomplices outside of the wall of the Penitentiary, who have attempted to aid and abet the convicts in escaping; such aid was probably effectual in the escape of the two U. S. convicts last April; but they have not been, as yet, successful in their more recent endeavors.

On the 29th of April last, an assault was committed by a soldier, Gridley Blank, from Camp Douglas, in which he discharged five shots from a navy size revolver, at the person of your Warden, none of them took effect, although most of them were well directed under the circumstances. I immediately arrested, bound and placed him in one of the cells of the Penitentiary, for the time being; the next

morning delivered him over to the civil authorities, and he was by Judge Elias Smith committed for assault, with intent to kill. Subsequently Col., now Gen. Connor, commanding the post at Camp Douglas, took possession of the prisoner, with a view, as reported, of trying him by a military commission. The witnesses in the premises have not yet been called for, and the person committing the assault, is reported being at large like other soldiers.

Other insults have been practiced on the officer of the institution, which I am disposed to pass by without further comment at present.

Respectfully Submitted,

A. P. ROCKWOOD,

Warden of Utah Penitentiary.

A message was received from the Council, announcing the appointment of Messrs. E. Snow, Carrington and Harrington, a committee of conference, to meet with the House committee on the amendments to [H. F. No. 2,]

Mr. Lunt moved, that the committee on agriculture, trade and manufactures, be instructed to take into consideration the propriety of making an appropriation to aid in the completion of the artesian well, now in course of construction at St. George, in Washington county.

Seconded and carried.

Mr. Wandell presented, "An act concerning mining and mining claims," which was read, and,

On motion of Mr. Rockwood, referred to a special committee.

The speaker appointed Messrs. Wandell, Pratt, Woolley and Rockwood said committee

[H. F. No. 19.] "An act to provide for the organization of Telegraph companies," was taken up, and passed its third reading.

The title of said bill was read and approved.

[H. F. No 5] "An act authorizing the issuing of executions against judgment debtors, non-residents of the county," was taken up and passed its third reading.

The title of said bill was read and approved

Mr. Farr, chairman of committee on judiciary, to whom was referred [H. F. No. 6.] reported the same back with a substitute for Sec. 4.

Said bill [H. F. No 6.] a bill entitled "An act changing the time of holding the Supreme Court and District Courts in the 1st and 2d judicial districts," was read as amended, and passed its third reading.

The title of said bill was read, and so passed.

Mr. Farr, chairman of committee on judiciary, to whom was referred [H. F No. 18.] reported the same back with amendments.

Said bill (H. F. No. 18.) "An act granting unto Joseph Young, sen., the right to establish and control ferries on Bear river, also a bridge on the Malad," was taken up on its second reading.

Said bill passed its third reading.

The title of said bill was read and approved.

The minutes were read and approved.

On motion of Mr. Maughan, the House adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

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THURSDAY, JANUARY 7, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Thursday, January 7, 1864, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. *Quorum* present.

Prayer by the Chaplain.

On motion of Councilor Smith, (C. F. No. 6,) "An act to provide for the organization of Richland county, and to change the boundaries of Sanpete and Utah counties," was read the first time, and,

On motion of Councilor Harrington, was read the second time.

On motion of Councilor Harrington, the first section was referred to Councilors Rich and Benson, as a special committee, to adjust the boundaries therein named.

Councilor L. Snow, chairman of the committee on incorporations, to whom was referred (H. F. No. 7,) "An act supplementary to an act to incorporate the city of St. George, in Washington, county, approved January 17, 1862," reported the same back, amended by an additional section, which was read, and,

On motion of Councilor Carrington, passed as amended.

The following communication was received and read:

Mr. PRESIDENT AND GENTLEMEN OF THE COUNCIL:

You are respectfully invited to attend a lecture at the Seventies'

Council Hall, to be delivered this evening, at half past six o'clock, by Prof. Pratt; subject, Electro Magnetism.

J. V. LONG,
On behalf of Committee on Lectures.

The following was received from the House:

GENTLEMEN:—The enclosed bill, (H. F. No. 18,) "An act granting unto Joseph Young, Sen., the right to establish and control ferries on Bear river, and a bridge across the Malad," has passed the House, and is now sent to your Honorable body for concurrence.

The House have also concurred in the amendment of the committee of conference; on (H. F. No. 2,) which bill is also enclosed for your concurrence.

Very Respectfully,
JOHN TAYLOR, Speaker.

(H. F. No. 13,) "An act granting to Joseph Young, Sen., the right to establish and control ferries on Bear river, also a bridge on the Malad," was read, and,

On motion of Councilor Smith, was referred to the committee on roads, bridges, ferries and kanyons.

(H. F. No. 2,) "An act legalizing certain acts of the Auditor and Treasurer, and making certain appropriations, was read as amended, and,

On motion of Councilor Carrington, the Council concurred in the amendment.

Councilor Benson, on behalf of the special committee, to whom was referred Sec. 1, of (C. F. No. 6,) "An act to provide for the organization of Richland county, and to change the boundaries of Sanpete and Utah counties," reported the same back amended, which was read and,

On motion of Councilor Carrington, passed as amended.

Sec. 3, was amended by inserting the word "Kane," instead of the words "Rio Virgen," before the word county.

On motion of Councilor Harrington, Sec. 6. was stricken out, and,

On motion of Councilor Rich, was read the third time by its title, and,

On motion of Councilor Carrington, the title was amended, and so the bill passed, and was sent to the House for concurrence.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, presented the following report:

TO THE HON. PRESIDENT
AND MEMBERS OF LEGISLATIVE COUNCIL:

Your committee on roads, bridges, ferries and kanyons, to whom

was referred the petition of Archibald Gardner and 64 others, praying for an appropriatoin to assist them in defraying the expense of reconstructing a bridge over Jordan river, near Gardner's mills, beg leave to recommend that ($200) two hundred dollars be appropriated, and expended under the supervision of the Territorial road Commissioner, to aid the petitioners in the reconstruction of the aforesaid bridge.

AMASA M. LYMAN, Chairman.

On motion of Councilor Smith, the report was accepted, and the committee discharged from the further consideration of the subject, and the report referred to the committee on appropriations, with instructions to include the same in the general appropriation bill.

Councilor Rich, chairman of the committee on counties, to whom was referred the petition of citizens of Ogden valley for the organization of a new county, reported unfavorably thereto, and,

On motion of Councilor Harrington, the report was accepted, and the committee discharged from the further consideration thereof.

Councilor Carrington, chairman of the committee on judiciary, to whom was referred [H. F. No. 6.] "An act changing the time of holding the Supreme court and District courts in the First and Second Judicial districts," reported the same back amended and recommended its passage.

On motion of Councilor Smith, the report was accepted and the bill passed as amended, and was sent to the House for their concurrence in the amendment.

The following communication was received:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 6th, 1864.

THE HON. DANIEL H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—I have this day approved and signed the joint resolution, "For obtaining a standard set of weights and measures," and have deposited the same in the office of the Secretary of the Territory.

I shall take immediate steps to carry out the object of the resolution.

I have the honor to be Your Obedient Servant,
AMOS REED,
Acting Governor.

The minutes were read and accepted.

On motion of Councilor Benson, the Council adjourned till tomorrow at 10 a.m.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 7, 1864, 1 p m.

House met pursuant to adjournment.
Called to order by the Speaker.
Roll called. Quorum present.
Prayer by the Chaplain.

Mr. Johnson presented, "Petition of B. K. Bullock, and 214 others, citizens of Utah county, asking an appropriation for the construction of a bridge across Provo river," which was read, and referred to the committee on roads, bridges, etc.

Mr. Cluff presented, "Petition of Wm. Miller, and 61 others, to open East Temple Street, in Provo, to near the mouth of Provo kanyon," which was read, and referred to the committee on roads, bridges, etc.

Mr. Richards, chairman of committee of conference, appointed to confer with a like committee from the Council upon proposed amendments to "An act, legalizing certain acts of the Auditor and Treasurer, and making certain appropriations," respectfully reported that the conference committees unanimously agreed to recommend that in the first section after the words "annual session, 1862-3," there be added the words "which are set forth in section 2 of this act," and that the bill pass so amended.

Said bill was read with the proposed amendments, and,

On motion of Mr. Allred, the proposed amendments were adopted, and the bill ordered to be sent to the Council for concurrence.

Mr. Rockwood, chairman of committee on agriculture, etc, to whom was referred, a portion of the Governor's Message having communicated with the President of the Deseret Agricultural and Manufacturing Society, who in reply had submitted a report which had been spread on the minutes of the Council on the 5th inst, which is now before the House; also a sample of sugar, which was produced from Imphee cane.

Mr. Richards moved, that the chairman of the committee on agriculture, etc, be requested to inform the House by what process the sample of sugar before us was obtained. Seconded and carried.

The report of the Deseret Agricultural and Manufacturing Society was read.

Mr. Van Cott, chairman of committee on public domain, etc., to whom was referred, [H. F. No. 20.] "An act in relation to fires

on the public domain," reported the same back as not adapted to the wants of the people of Utah, and substituted the accompanying bill.

Said accompanying bill entitled, "An act in relation to fires on the public domain," was read, and the report of the committee was adopted, and the accompanying bill laid on the table to come up in its order.

[H. F. No. 21.] a bill entitled, "An act for the location of a road from Great Salt Lake City, to the City of St. George, via Deseret City," was taken up on its first reading.

[H. F. No. 20,] a bill entitled, "An act in relation to fires on the public domain," was taken up on its first reading.

The minutes were read and approved.

On motion of Mr. Thurber, the House adjourned till to-morrow, at 1 p. m.

Benediction by the Chaplain.

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FRIDAY, JANUARY 8, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Friday, January 8, 1864, 10 a.m.

Council met pursuant to adjournment.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Smith, chairman of the committee on memorials, to whom was referred House memorial to Congress for "An act authorizing the removal of the Indians in Utah Territory to the Uinta reservation," reported the same back amended, with a recommendation for its adoption as amended.

On motion of Councilor Johnson, the memorial was adopted and sent to the House for their concurrence in the amendments.

Councilor Carrington, on behalf of the committee on incorporations, to whom was referred [H. F. No. 19] "An act for the organization of telegraph companies," reported the same back amended, and recommended its passage as amended.

The bill was taken up on its first reading as amended, and,

On motion of Councilor Harrington, passed its second reading, and,

On motion of Councilor Hyde, was read the third time by its title,

and so the bill passed and was sent to the House for their concurrence in the amendment.

The minutes were read and accepted.

On motion of Councilor Benson, the Council adjourned till Monday 11th, 1 p. m.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 8, 1864, 1 p.m.

The House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

The following was received from the Council and read:

The Council has amended [H F. No. 6] by striking out the first section except the enacting clause, by inserting "Sanpete county" after "Manti," and "Washington county" after "St George" and by striking out the first three lines of section 4. Do you concur in the amendments?

The Council has also passed (C. F. No. 6) "An act to provide for the organization of Richland and Kane counties," which is now sent to your Honorable body for concurrence

The Council has adopted your memorial to Congress for the removal of Indians, etc , with amendments and requests your concurrence therein, also the Council concur in (H. F. No. 19.) "An act to provide for the organization of telegraph companies," with an amendment in the 8th section.

Very respectfully,

DANIEL H. WELLS,
President of the Council.

[H. F. No 6.] "An act changing the time of holding the District courts in First and Second Judicial districts," was taken up and read as amended by the Council, and,

On motions, the amendments were concurred in.

Said bill was read by its title as amended and so passed.

[C. F. No. 6.] "An act to provide for the organization of Richland and Kane counties," was taken up and passed its first reading.

"Memorial to Congress for an act authorizing the removal of the Indians in Utah Territory to the Uinta reservation," was read as amended by the Council and said amendments concurred in.

(H. F. No. 19.) "An act to provide for the organization of telegraph companies," was taken up and read as amended by the Council and said amendment concurred in.

The following message from the Council was received and read:

The Council have concurred in (H. F. No. 7,) "An act supplementary to an act to incorporate the city of St. George, in Washington county, approved Jan. 17, 1862" by adding an additional section.

Do you concur in the amendment?

The Council has concurred in the amendments to (H. F. No. 2.) and respectfully return the same to be engrossed.

Very respectfully,

DANIEL H. WELLS,

President of the Council.

(H. F. No. 7.) "An act supplementary to and amendatory of an act to incorporate the city of St. George, in Washington county, approved Jan. 17, 1862," was taken up and read as amended, and,

On motion the House, non-concurred in the amendment thereto.

The following was received and read:

"EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 7th, 1864.

THE HON. JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have this day approved and signed the act entitled "An act to repeal an act entitled an act appointing a superintendent of the Provo kanyon road, and specifying the rates of toll to be collected thereon," also

The joint resolution entitled, "Resolution authorizing the Treasurer to expunge from his books the amount due on bills receivable," also

The memorial entitled, "Memorial to Congress for a daily mail from Great Salt Lake city to Los Angeles in California;" and have deposited the same in the office of the Secretary of the Territory.

I shall forward a copy of the memorial to Congress immediately.

AMOS REED,
Acting Governor.

Mr. Cluff presented, memorial to Congress, for a daily mail from G. S. L. City to Bannack City, which was read, and referred to the committee on petitions and memorials.

Mr. Lunt moved, that the committee on agriculture, trade and manufactures, take into consideration the condition of the Territory, as effected by the production of cotton and indigo, and whether any Legislation for the encouragement of these products is necessary, and report at an early day by bill or otherwise. Seconded and carried.

Mr. Preston, chairman of committee on roads, etc., to whom was referred the petitions of B. K. Bullock and others, and Wm. Miller and others, have taken the matters under consideration, and recommend the passage of accompanying bill. And the Territorial Road Commissioner, be instructed to use his discretion and judgment, as to locating the road to and from the bridge under contemplation, to be built across Provo river.

Said accompanying bill, "An act in relation to building a bridge across Provo river," was read and laid on the table to come up in its order.

Mr. Preston, chairman of committee, to whom was referred the petition of Lewis Robison and Joshua Terry, after carefully examining the same, and after taking into consideration, "An act to amend an act, amending an act granting to Lewis Robison and Joshua Terry the right of building a toll bridge across Green river," reported accompanying bill as a substitute, and recommended the passage thereof.

On motion, the report of the committee was accepted, and said accompanying bill, "An act granting unto Lewis Robison and Joshua Terry the right to establish and control a ferry or ferries on Green river," was read, received and laid on the table to come up in its order.

Mr. Johnson, committee on printing, to whom was referred a resolution authorizing the publication and distribution of the Acts, Resolutions and Journals of the Twelfth Annual Session, of the Legislative Assembly of the Territory of Utah, respectfully reported the following resolution, authorizing the publication and distribution of the acts and resolutions of the Twelfth Annual Session.

Said resolution was read, and laid on the table to come up in its order.

Mr. Rockwood, chairman of committee on agriculture and manufactures, in answer to resolution on yesterday, asking information as to the mode of producing the sample of sugar yesterday exhibited to the members of this House, respectfully reported, that Hon.

W. Woodruff, President of the Deseret Agricultural and Manufacturing Society, informs them that the said sample of sugar, was produced from the juice of the Imphee, reduced to syrup in a Cook's Evaporator, in the usual manner. Said syrup, not being very dense or thick, was placed in a barrel, after standing some weeks the top portion was raked off, and the specimen exhibited was the result.

Mr. Wandell, chairman of special committee, to whom was referred the bill (H. F. No. 22,) entitled, "An act concerning mining and mining claims," reported back said bill with amendments, and as amended, recommended its passage.

Said bill was read as amended, and,

On motion of Mr. Farr, the committee on printing, had leave to retire and wait upon the Public Printer, and learn what the prospects were for printing the same.

Mr. Eldredge, chairman of committee on incorporations, to whom was referred petition of Chester Loveland, Leonard Rice, & Thomas H. McGraw, reported, a bill entitled, "An act granting to Chester Loveland, Leonard Rice and Thomas H. McGraw, the privilege of establishing a line of steam boats on Jordan, Salt Lake and Bear river," was read, and laid on the table to come up in its order.

Mr. Smith presented the following, which was read:

LIBRARY ROOM, G S. L. City,
January 8th, 1864.

TO THE HONORABLE COMMITTEE OF THE
HOUSE OF REPRESENTATIVES ON PUBLIC LIBRARY:

GENTLEMEN:—I submit to your inspection, the list of books in Library, viz:—

In Library, books according to catalogue - -	2650
Books out on loan, from 1859, to 1863 - - -	127
Books (carried) as per report from (January 9, 1863)	1133
Books received per mail, at sundry times during 1863. On war, finance, statistics, documents, etc., for 1861–62, and 1863 - - - - - - - - - -	117
Books turned over to the library by Governor Doty	589
Books in Acting-Governor Reed's office, on all subjects of Governmental affairs, turned over by him for the use of the Library - - - - - - - - -	500
Total number of books	5458

There are in the Library, over, 400 tracts, and loose

sheets of catalogues, files of newspapers not in the above list.

Maps	13
Globes	2
Busts	2

GENTLEMEN:—Last year, upwards of 100 volumes were left out for binding. Twenty volumes of which are bound and in the hands of the binder. And 100 in the library awaiting your appropriation, for the present fiscal year 1864.

Owing also to the large increase of books, added to the library numbering over 1000 volumes The Librarian would humbly suggest to the Hon. Committee of the House of Representatives, that the use of another room will be required to contain them; which if granted, Acting Governor Reed proposes shelving with cases, where they can be properly arranged for use when required.

Yours Respectfully, to Command,

JOHN LYON, Librarian.

Mr. Long moved, that the committee on library be instructed to take into consideration the expediency of providing a separate room for the law books and public documents now belonging to the library. Seconded and carried.

Mr. Johnson, chairman of committee on printing, reported, that he had waited upon the Public Printer, and had learned from him that the bills ordered will all be ready for the House by Monday next, and that thereafter he hopes to be more punctual in filling the orders of the House.

On motion of Mr. Johnson, 100 copies of (H. F. No. 22.) "An act concerning Mining Claims," were ordered to be printed for the use of the Assembly.

On motion of Mr. Johnson, said bill was made the special order of the day for Wednesday, the 13th instant, at 1½ p m.

Mr. Allred presented, "An act amending an act, defining the boundaries of counties, and for other purposes," which was read, and referred to the committee on counties.

Business in order being called for, "An act for the location of a road from Great Salt Lake City, to the City of St. George, via Deseret City," was taken up, amended, and so passed its second reading.

Said bill passed its third reading by its title.

The minutes were read and approved.

On motion of Mr. Maughan, the House adjourned till Monday, at 1 p. m

Benediction by the Chaplain.

MONDAY, JANUARY 11, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Monday, January 11, 1864, 1 p m.

Council met pursuant to adjournment.
Roll called. Quorum present.
Prayer by the Chaplain.
The following was received from the House:

REPRESENTATIVES' HALL, G. S. L. CITY,
January 8, 1864.

THE HONORABLE THE PRESIDENT AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The House has concurred in your amendments to [H. F. No. 6.] "An act changing the time of holding District Courts, in the 1st and 2d Judicial Districts," [H. F. No. 19.] "An act to provide for the organization of Telegraph Companies," and "Memorial to Congress for an act authorizing the removal of the Indians in Utah Territory, to the Uinta reservation."

But they do not concur in your amendments to [H. F. No. 7.] "An act supplementary to and amendatory of an act to incorporate the City of St. George, in Washington county, approved Jan. 17, 1862." They have also passed [H. F. No. 21] "An act for the location of a road from Great Salt Lake City, to the City of St. George, via Deseret City," which is herewith enclosed for the action of your Honorable body.

Very Respectfully etc.,

JOHN TAYLOR, Speaker.

THOMAS BULLOCK, Chief Clerk.

(H. F. No. 21.) was read, and on motion of Councilor Smith, was referred to the committee on roads, bridges, ferries and kanyons.

Councilor Carrington, on behalf of the committee on incorporations, to whom was referred (C. F. No. 7.) "An act to encourage the construction of telegraph lines in the Territory of Utah," reported the same back, amended, and recommended its being placed upon its passage.

The bill was read as amended, and,

On motion of Councilor Harrington, was read the second time.

On motion of Councilor Benson, the bill was referred to the committee on judiciary.

Councilor Carrington, chairman of the committee on judiciary, to whom was referred (H. F. No. 5.) "An act authorizing the issuing of executions against judgment debtors, non-residents of the county," reported the same back, and recommending concurrence.

The bill was read the second time, and,

On motion of Councilor Rich, was read the third time by its title, and so became a law.

The minutes were called for, read, and accepted.

On motion of Councilor L. Snow, the Council adjourned till tomorrow, at 1 p. m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 11, 1864, 1 p. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

Mr. Pitchforth presented, petition of Juab county, for an appropriation to complete the road through lower Salt Creek kanyon, which was read, and referred to the committee on roads, etc.

Mr. Thurber, chairman of committee on revenue, to whom was referred (H. F. No. 9,) a bill entitled, "An act in relation to Territorial, County and City Taxes," and (H. F. No. 4,) "An act prescribing the time for completing an assessment," returned said bills, and reported an accompanying substitute.

On motion of Mr. Piatt, said two bills (H. F. No. 9 & 4) were rejected, and said accompanying bill laid on the table for the consideration of the House.

Mr. Woolley presented, petition of Z. Snow and 83 others, for an act on joint enclosures, which was read, and referred to the committee on agriculture, trade and manufactures.

Mr. Cluff presented, a bill entitled, "An act to incorporate Provo city," which was read, and referred to the committee on incorporations.

(H. F. No. 20,) a bill entitled, "An act in relation to fires on the

public domain," was taken up and amended, by striking out the second section, and passed its second reading.

Said bill was read the third time.

The title of said bill was read and approved.

[C. F. No. 6,] a bill entitled, "An act to provide for the organization of Richland and Kane Counties," was taken up, amended, and pending discussion relative to the boundary line between Kane and Washington counties, was referred to the committee on counties.

[H. F. No. 23,] "An act in relation to building a bridge across Provo river," was taken up and passed its first reading.

[H. F. No. 17,] "An act to amend an act, granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries on Green river," was taken up, and passed its first reading.

[H. F. No. 24,] "Resolution authorizing the publication and distributing of the Acts and Resolutions of the Twelfth Annual Session," was taken up, and passed its first reading.

[H. F. No. 25,] "An act granting to Chester Loveland, Leonard Rice and Thos. H. McGraw, the privilege of establishing a steam boat on Jordan, Salt Lake and Bear river," was taken up, and passed its first reading.

[H. F. No. 16,] "An act for the formation of corporations," was taken up, and passed its first reading.

A message was received from the Council, announcing their concurrence in [H. F. No. 5,] "An act authorizing the issuing of executions against judgment debtors, non-residents of the county."

The minutes were read and approved.

On motion of Mr. Pratt, the House adjourned till 1 p.m. tomorrow.

Benediction by the Chaplain

TUESDAY, JANUARY 12, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Tuesday, Jan. 12, 1864, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

Councilor Rich presented petition from Charles L. Peterson, and 175 others, praying the appropriation of $5000, to make a road in Weber kanyon, which was read, and,

On motion of Councilor Harrington, was referred to the committee on appropriations.

Councilor Rich asked leave to withdraw the petition of citizens of Weber county, for a new county in Ogden Valley.

On motion of Councilor Benson, leave was granted.

The following communication was received from the House:

REPRESENTATIVES' HALL, G. S. L. City,
Jan. 11, 1864.

The enclosed bill, (H. F. No 20.) "An act in relation to fires on the public domain," has passed the House, and is now respectfully sent to your Honorable body for concurrence.

Very Respectfully,
JOHN TAYLOR, Speaker.

THOMAS BULLOCK, Clerk.

On motion of Councilor Hyde, the bill was read the first time, and,

On motion of Councilor Benson, was referred to the committee on judiciary.

(H. F. No. 7.) "An act supplementary to, and amendatory of an act to incorporate the city of St. George, in Washington county, approved January 17, 1862," was taken up, and,

On motion of Councilor Smith, the second section thereto which was added by the Council, and to which the House refused concurrence, was stricken out, and the bill was concurred in as originally framed in the House, and the House was notified accordingly.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred, petition of Wm. A. Hickman, for a toll road in Tooele county, reported unfavorable to the same.

On motion of Councilor Spencer, the report was accepted, and the committee discharged from the further consideration of the subject.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred, petition of R. R. Hopkins, and Wm. Sterrett, reported the same back with the accompanying act (C. F. No. 8.) "An act authorizing a toll bridge across the Thomas' Fork of Bear river.

On motion of Councilor E. Snow, the report of the committee was accepted, and the bill was taken up for consideration.

On motion of Councilor Rich, the bill was read the second time, and,

On motion of Councilor Harrington, was amended, and,

On motion of Councilor Smith, was referred to the committee on education.

Councilor E. Snow moved, that the committee on agriculture, trade and manufactures be instructed to enquire into the expediency of suppressing the circulation of paper as currency, other than that issued under the authority of the General Government, and report by bill or otherwise, at their earliest convenience

Councilor Carrington, chairman of the committee on judiciary, to whom was referred (C. F. No. 7.) "An act to encourage the construction of telegraph lines in the Territory of Utah," reported the same back by substitute, and recommended the same to be placed on its passage. The bill was read the first time, and,

On motion of Councilor Smith, the word "three" was inserted before years, in the second section.

Councilor Smith moved, that the word exclusive be stricken from the first section, pending the consideration of which motion, Councilor Harrington moved, that the bill be laid on the table, to be made the special business of to-morrow.

The minutes were called for, read, and accepted.

On motion of Councilor E. Snow, the Council adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL,
G. S. L. City, Jan. 12, 1864, 1 p.m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

Mr. Allred presented, petition of H. M. Garrick and 138 others, inhabitants of Sevier valley, praying for a county organization, which was read, and referred to the committee on counties.

Mr. Hunt presented, petition of S. B. Tanner and 87 others, praying for a county organization, to be extended to the inhabitants

of Ogden valley, which was read, and referred to the committee on counties.

Mr. Callister, chairman of committee on counties, to whom was referred [H. F. No. 96,] "An act amending an act, defining the boundaries of counties, and for other purposes," reported the same back, and adversely to its passage.

Said bill was read, and,

On motion of Mr. Pratt, the enacting clause of said bill was stricken out.

Mr. Callister, chairman of committee on counties, to whom was referred (C. F. No. 6,) or that portion of it referring to the division of Washington county, reported the same back amended, and recommended its passage.

Said bill, (C. F. No. 6.) "An act to provide for the organization of Richland and Kane counties," was taken up, amended, and so passed its second reading.

Said bill passed its third reading by its title.

The title was read and approved.

The following was received and read:

"G. S. L. City, Jan. 12, 1864.

MR. SPEAKER AND GENTLEMEN OF THE HOUSE:

Your committee on roads, etc, to whom was referred the report of the Territorial Road Commissioner, have examined it carefully, and respectfully recommend, that the committee on claims and appropriations, be instructed to incorporate in the Territorial appropriation bill the following sums, to be expended under the supervision of the Territorial Road Commissioner:

For the building of a new bridge across Ogden river, $750.00.

The sum of $3839.31, expended in 1863 on the G. S. L. City and Weber road, running through Silver Creek kanyon, and that the sum of $1500 00, in addition to the above amount for repairs of said road, during the ensuing year.

Also the sum of $100.00, in addition to the sum appropriated last year, for the repairing of East Weber bridge.

WM. B. PRESTON, Chairman."

Said report was read, and,

On motion of Mr. Farr, the committee on claims, was instructed to incorporate said amounts in the Territorial appropriation bill.

A message was received from the Council, announcing that they had again considered [H. F. No. 7,] "An act supplementary to and amendatory of an act, to incorporate the city of St. George, in Washington county, approved Jan. 17, 1862," and had concurred in

the original bill, striking out the second section, and respectfully returned the same, to be engrossed by the House.

Mr Rockwood, chairman of committee on agriculture, to whom was referred the proposition to aid in the construction of an artesian well at St. George, in Washington county, reported, that in their opinion, Legislative action upon that subject was unnecessary.

The following message from the Governor was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 11, 1864.

THE HONORABLE JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR: I have this day approved and signed the act entitled, "An act changing the times of holding District courts in the First and Second Judicial districts;" also

An act, entitled "AN act legalizing certain acts of the Auditor and Treasurer, and making certain appropriations," and also, the memorial entitled,

"Memorial for the vacation of Indian reservations;" and have deposited the same in the office of the Secretary of the Territory.

I shall immediately forward the memorial to the President of the United States.

AMOS REED,
Acting Governor.

Mr. Pratt presented, report of the superintendent of common schools, which was read, and,

On motion, fifty copies thereof ordered to be printed in pamphlet form.

Mr. Eldredge, chairman of committee on incorporations, reported back [H. F. No. 27.] "An act to incorporate Provo city," and recommended the passage of the same.

Mr. Wandell, chairman of committee on petitions and memorials, to whom was referred the petition of Charles Edward Pearson, asking that his name be changed to Charles Edward Pearson Wood, reported the same back and recommended that the petition be not granted.

On motion of Mr. Richards, the report was accepted, and the committee discharged from further duties on the subject.

Mr. Wandell presented, a bill entitled, "An act concerning the issue of paper to be used as money," which was read and referred to the committee on judiciary.

Mr. Johnson presented, a bill for "An act for the encouragement

and advancement of agriculture, manufactures and for other purposes," which was read and referred to the committee on revenue.

Mr. Lunt presented, petition of A. Gardner, and 43 others, praying the Legislature to take into consideration the propriety of enacting a law to support common schools by taxation, which was read and referred to the committee on education.

(H. F. No. 15.) "An act for the better regulation of stray pounds and for other purposes," was taken up and read the first time.

(H. F. No. 9.) "An act in relation to Territorial, county, city and school taxes," was taken up and read the first time, and fifty copies thereof ordered to be printed for the use of the Assemblly.

(H. F. No. 22.) "An act concerning mining claims," was taken up and read the first time.

(H. F. No. 17.) "An act granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries on Green river, was taken up on its second reading, and referred back to the committee on roads, bridges, etc., with instructions.

(H. F. No. 23.) "An act in relation to building a bridge across Provo river," was taken up, amended, and so passed its second reading.

Said bill passed its third reading.

The title of said bill was read and approved.

(H. F. No. 24.) "Resolution authorizing the publication and distribution of the acts and resolutions of the twelfth annual session," was taken up on its second reading, and,

On motion of Mr. Long, the enacting clause thereof was stricken out.

(H. F. No. 25.) "An act granting to Chester Loveland, Leonard Rice and Thos. H. McGraw, the privilege of establishing a steam boat on Jordan, Salt Lake and Bear river," was taken up on its second reading, amended, and so passed its second reading.

Said bill passed its third reading.

The title of said bill was read, amended, and approved.

The minutes were called for, read and approved.

On motion, the House adjourned till to-morrow at 1 p.m.

Benediction by the Chaplain.

WEDNESDAY, JANUARY 13, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Wednesday, Jan. 13, 1864, 1 p. m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
The following message was received from the House:

REPRESENTATIVES' HALL,
January 12th, 1864,

HONORABLE THE PRESIDENT
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The House of Representatives have amended sections 2 and 3 of [C. F. No. 6,] which is herewith returned. Do you concur in the amendments?

The House has also passed [H. F. No. 23.] "An act in relation to building a bridge across the Provo river," and [H. F. No. 25] "An act granting to Chester Loveland, Leonard Rice and Thomas H. McGraw, the privilege of establishing a line of steam boats, on Jordan, Salt Lake and Bear river," which are herewith enclosed for the action of your Honorable body.

Very Respectfully,
JOHN TAYLOR, Speaker."

THOMAS BULLOCK, Chief Clerk.

[C. F. No. 6.] "An act to provide for the organization of Richland and Kane counties, was read as amended, and,

On motion of Councilor E. Snow, the bill was laid on the table.

[H. F. No. 23.] "An act in relation to building a bridge across Provo river," was read the first time, and,

On motion of Councilor Hyde, was read the second time, and,

On motion of Councilor Smith, the Council concurred.

[H. F. No. 25] "An act granting unto Chester Loveland, Leonard Rice and Thos. H. McGraw, the privilege of establishing a line of steam boats on Jordan, Salt Lake and Bear river," was read, and,

On motion of Councilor Benson, the bill was returned to the House, not concurred in.

Councilor Carrington presented, substitute for [C. F. No. 9] "An act to encourage the construction of telegraph lines, in the Territory of Utah," which was read, and,

On motion of Councilor Smith, the Council deemed further Legislation on the subject unnecessary.

Councilor Hyde, on behalf of the committee on judiciary, to whom was referred [H. F. No. 20.] "An act in relation to fires on the public domain," reported the same back, amended by two additional sections, which was read, and,

On motion of Councilor Harrington, was read the third time by its title, and so passed, and was sent to the House for concurrence in the amendments.

Councilor Woodruff, chairman of the committee on agriculture, trade and manufactures, presented [C. F. No. 10.] "An act to prohibit the issuing and circulating of irresponsible paper," which was read, and,

On motion of Councilor Smith, was laid on the table to be the special business of to-morrow.

Councilor Carrington presented, [C. F No. 11.] "An act assigning the Chief Justice and Associate Justice to their respective districts," which was read, and,

On motion of Councilor Harrington, the bill was laid on the table till to-morrow.

Councilor Carrington presented, [C. F. No. 12.] "An act in relation to the Supreme court," which was read, and,

On motion of Councilor Woodruff, passed its first reading, and,

On motion of Councilor Benson, was read the second time, and,

On motion of Councilor Hyde, was read the third time by its title, and so passed, and was sent to the House for concurrence.

The minutes were called for and read.

On motion of Councilor Rich, the Council adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

—o—

HOUSE.

REPRESENTATIVES' HALL, G. S L City,
January 13, 1864.1 p. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

The Territorial road commissioners' bill for services, amounting to $183 50, was read, and referred to the committee on claims and appropriations.

Business in order being called for,

[H. F. No 22.] special order of the day, "An act concerning mining claims," was taken up on its second reading, and amended in several sections, and two new sections inserted.

On the first amendment striking out the words "citizens of the United States," in line 2 of section 1.

Mr. Wandell and 10 other members voted negatively.

Pending the further consideration of said bill, Mr. Wright moved, that a special committee of two, be appointed to request his Excellency Amos Reed, Acting-Governor, to forthwith ascertain by telegraph whether any, or what amount of means is placed to the credit of Utah, appropriated by the General Government for the purpose of repairing and defraying the expenses of the Utah Penitentiary, and that we respectfully request the Council to appoint a like committee to immediately confer with the Governor on this subject; and that the Territory be responsible for the expense of said telegraphic dispatch. Seconded and carried.

The speaker appointed Messrs. Wright and Maughan said committee.

The minutes were read and approved.

On motion of Mr. Wright, the House adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

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THURSDAY, JANUARY, 14, 1864.

COUNCIL.

COUNCIL CHAMBER,
G. S. L. City, Jan. 14, 1864, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

(C. F. No. 10.) "An act to prohibit the issuing and circulating of irresponsible paper," was read the second time, and,

On motion of Councilor Smith, was laid on the table.

(C. F. No. 11.) "An act assigning the Chief Justice and Associate Justice to their respective districts," was read the second time, and,

On motion of Councilor Carrington, the bill was amended, and,

On motion of Councilor Smith, passed as amended, and was sent to the House for concurrence.

(C. F. No. 6.) "An act to provide for the organization of Richland and Kane counties," was read the second time, and,

On motion of Councilor Smith, the Council did not concur in the House amendments.

Councilor Benson, chairman of committee on elections, reported the number and kind of offices to be filled by the joint vote of this Legislative Assembly, viz:—

One Chancelor and twelve Regents of the Deseret University.
One Treasurer of the University.
One Territorial Treasurer.
One Auditor of Public Accounts.
One Territorial Road Commissioner.
One Territorial Marshal.
One Attorney General.
One District Attorney for the First Judicial District
" " " Second "
One Territorial Surveyor General.
One Librarian.
One Recorder of Marks and Brands.
One Warden of the Penitentiary.
Three Directors of the Penitentiary.
One Sealer of Weights and Measures.

One	Probate Judge	and one	Notary Public	for Washington	co.
"	"	"	"	Iron	"
"	"	"	"	Beaver	"
"	"	"	"	Millard	"
"	"	"	"	Sanpete	"
"	"	"	"	Juab	"
"	"	"	"	Utah	"
"	"	two Notaries	Public	G. S. Lake	"
"	"	one Notary	Public	Davis	"
"	"	"	"	Weber	"
"	"	"	"	Box Elder	"
"	"	"	"	Cache	"
"	"	"	"	Green river	"
"	"	"	"	Tooele	"

One Probate Judge and one Notary Public for Summit county.
" " " " Wasatch "
" " " " Morgan "

On motion of Councilor Hyde, said report was laid on the table to come up in Joint Session when called for.

[C. F. No. 10.] "An act to prohibit the issuing and circulating of irresponsible paper," was taken up, and,

On motion of Councilor Hyde, the second section was amended, by striking out the words, "a reasonable period" and inserting "six months."

On motion of Councilor Benson, the bill was referred to the committee on judiciary.

Councilor Benson presented, petition from the Territorial Marshal and Attorney General, praying for sundry appropriations.

The following was received from the House:

GENTLEMEN:—The House of Representatives have appointed Messrs. Wright & Maughan a committee, to act with a like committee of the Council, to wait upon his Excellency Amos Reed, Acting-Governor, to ascertain what amount of means is placed to the credit of Utah, for the purpose of repairing the Utah Penitentiary. Will you please appoint a similar committee.

Very Respectfully,

JOHN TAYLOR, Speaker.

On motion of Councilor Spencer, a committee of one was appointed to act with the aforesaid committee of the House.

The President appointed Councilor Benson said committee.

Petition of Seth M. Blair, Attorney General, was taken up, and,

On motion of Councilor Carrington, was referred to the committee on claims and appropaiations.

Bill of appropriation for $71 00 was read, also petition for $200 00 for office rent of Territorial Marshal, and,

On motion of Councilor Carrington, was referred to the committee on claims and appropriations, with instructions to enquire into the validity of the claims.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred the petition of Samuel W. Richards and J. D. M. Crockwell, reported (C. F. No. 1.) "An act to incorporate the Green river ferry and White river toll road company," which was read, and,

On motion of Councilor Carrington, the bill was rejected.

The minutes were called for, read, and accepted.

On motion of Councilor Benson, the Council adjourned till tomorrow, at 1 p.m.

Benediction by the Chaplain.

—o—

HOUSE.

REPRESENTATIVES' HALL,
G. S. L. City, January 14, 1864. 1 p m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

Messages were received from the Council, and read, announcing their concurrence in [H. F. No. 23.] "An act in relation to building a bridge across Provo river," and [H. F. No. 20.] "An act in relation to fires on the public domain;" the latter with amendments, also announcing their non-concurrence in [H. F. No. 25] and their passage of [C. F. No. 12.] "An act in relation to the Supreme court."

The amendments to (H. F. No. 20.) "An act in relation to fires on the public domain," were read and concurred in.

(C. F. 12.) "An act in relation to the Supreme court," was read and laid on the table to come up in its order.

Mr. Cluff presented, "Petition of city Council in Provo for a city charter," which was read and laid on the table.

Mr. Allred presented, "Petition of H. M. Garrick and 151 others, for an appropriation to build a bridge across Sandpitch river," which was read and referred to the committee on roads, etc.

Mr Pitchforth presented, "Petition of inhabitants of Pleasant Grove for additional legislation on joint enclosures of land," which was read and referred to committee on agriculture, trade and manufactures.

Mr. Smith presented, "Petition of Charles S. Peterson and 175 others, citizens of Morgan county, for an apportionment of legislative representation to include one representative for Morgan county," which was read and referred to the committee on elections.

Mr. Richards, chairman of committee, to whom was referred [H. F. No. 4.] "Memorial to Congress for a daily mail from G. S. L. city to Bannack city," reported that the memorial should be addressed to the Hon. Montgomery Blair, Postmaster General, instead

of to Congress, and with this amendment recommended the adoption thereof.

Said memorial was so amended and adopted.

Mr. Richards presented, "Memorial to the Hon. Montgomery Blair, Postmaster General, for increased mail facilities," which was read and adopted.

A message was received from the Council, announcing their passage of [C. F. No. 11.] "An act assigning the Chief Justice," and their non-currence in House amendments to [C. F. No. 6.] "An act to provide for the organization of Richland and Kane counties."

Mr. Pratt presented, "Petition of citizens of Washington county for appropriations to make roads," which was read and referred to the committee on roads, etc.

(C. F. No. 6.) "An act to provide for the organization of Richland and Kane counties," was read, and,

On motion of Mr. Pratt, the House receded from their amendments to said bill and concurred with the Council in the passage thereof.

Mr. Rockwood, chairman of committee on agriculture, etc., required to inquire into the expediency of rendering encouragement to the production of cotton and indigo, respectfully reported,

That through Hon. W. Woodruff, President of the Deseret Agricultural and Manufacturing Society they learned that the said society have the means and intend, the present year, to make an effort to promote the production of the indigo plant; that the success realized in the production of cotton in this Territory within the last two years, has been all that the most hopeful could anticipate, and that this branch of industry will amply sustain itself; and that in their opinion, legislation is unnecessary upon the above subjects.

On motion of Mr. Farr, the report was received and the committee discharged from further duties on the subject.

Mr. Farr, chairman of committee on judiciary, to whom was referred a bill for an act entitled, "An act concerning the issue of paper, to be used as money," reported the said bill back with amendments, and recommend the passage of the same.

Said bill, [H. F. No. 28.] "An act concerning the issue of paper, to be used as money," was taken up and read, and fifty copies thereof ordered to be printed.

Mr. Preston, chairman of committee on roads, etc., to whom was referred [H. F. No. 17.] with instructions to shorten the water frontage asked for in said bill, reported the same back with amendments, and recommended its passage.

Also the petition of C. H. Bryant, Andrew Lore and 92 others,

for a road through lower Salt Creek kanyon, had been considered, and recommended the passage of accompanying bill.

They had also considered the petition of Joseph Grover, Edward R. Walker and 86 others, for a road from Huntsville, in Weber county, to Bear River Lake valley, and recommended the passage of accompanying bill.

Said bill, (H F. No. 17.) "An act granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries on Green River," was read as amended.

And with said accompanying bills, "An act to establish a road from Huntsville, in Weber county, to Bear Lake valley," and, "An act appropriating money, to be expended on the lower Salt Creek kanyon road," were laid on the table to come up in their order.

Mr. Long moved, that a committee be appointed to act in conjunction with a like committee of the Council, to examine the Territorial Treasurer's books, and the Auditor's warrants redeemed during the year 1863, and to make such disposition of said redeemed warrants as they shall see proper, and report at an early day. Seconded and carried.

The speaker appointed the committee on claims and appropriations, and Mr. Long, to attend to said business.

Mr. Thurber, chairman of committee on revenue, to whom was referred a petition from the County court of Utah county; also the petition from the Grand Jurors of Utah county; also the petition of C. H. Bryan and 135 others, citizens of Juab county, asking appropriations from the assessed Territorial tax of 1863, for their relief, reported adversely to granting said petitions, deeming it inexpedient to interfere in the manner petitioned with the Territorial revenue for said year.

On motion, the report was received, and the committee discharged from further consideration of said petitions.

Mr. Callister, chairman of committee on counties, to whom was referred petition for the organization of a new county in Ogden valley, reported adversely to granting said petition.

On motion of Mr Wright, the report was received and the committee discharged from further duties on the subject.

Mr. Pitchforth presented, "An act regulating cattle drives," which was read, and laid on the table to come up in its order.

Business in order being called up,

(H. F. No 22.) "An act concerning mining claims," was taken up, and pending discussion on the same, the bill was referred to a special committee.

Whereupon, the Speaker appointed Messrs Pratt, Farr, Long, Rockwood and Wright said committee.

Mr. Wandell moved, for a re-consideration of vote on printing fifty copies of report of Territorial superintendent of common schools; and moved, that 200 copies of said report, with accompanying statistical table, and the acts in force in relation to common schools, be printed in pamphlet form, and that 100 of the same be subject to the order of the Territorial superintendent of common schools; also that said report and statistical table, be printed in the journals of the assembly. Seconded and carried.

ANNUAL REPORT

OF THE SUPERINTENDENT OF COMMON SCHOOLS.

TO THE HON. THE LEGISLATIVE ASSEMBLY
OF UTAH TERRITORY;

GENTLEMEN:—The superintendent of common schools herewith presents his statistical report, and regrets that it is not in his power to represent therein all the counties in the Territory; in consequence of the county superintendents of Sanpete, Summit and Washington, having failed to report.

The counties represented, exhibit fifty-three per cent of names enrolled of the school population, i.e., of males between the ages of four and eighteen, and females between the ages of four and sixteen; schools being kept, on an average, six and a half months in the year.

Considering the circumstances under which the inhabitants of this isolated, mountainous Territory school their children, the number of names enrolled in school schedules is comparatively very high, and taken in connection with the number of months schools are kept open, is highly creditable to the inhabitants of Utah.

The ancient doctrine that the property of the State should educate its children, obtains throughout this nation; hence States have raised taxes to support common schools, donated their surplus revenues, taxed their banks, their railroad companies—appropriated the fines collected on several classes of suitable offences, a certain per centage collected from licences, also amounts accruing from forfeitures, escheats, etc., etc.

Conceiving the magnitude and importance of education, the General Government has been liberal in donating to the States and Territories large portions of the public domain. From this and other sources a school fund has been raised in some of the States, amounting to several million dollars, yielding handsome yearly revenues. Indiana and Illinois have respectively about $5,000,000 of a school fund.

In the State of California, over one million dollars has already been realized from the school lands sold, and there are several million acres yet unsold.

Oregon has realized sixteen thousand dollars from her school and university lands, and, as in common with all new States, Congress has granted to her one eighteenth of the surveyed lands for educational purposes, her prospects for a handsome school fund are very flattering. To Washington Territory the school lands granted by Congress, amount to over ten million acres.

This means of raising an educational fund and source of income is not open to Utah, the General Government having failed to extinguish the Indian title to the lands.

The superintendent, in his intercourse with school trustees and others, has felt that the public mind is ripening in relation to the establishment of a school fund. Were such a fund established, he would recommend that a liberal number of scholarships should be distributed each year to the respective counties in the Territory, giving to each county the right to such scholarships, in proportion to the ratio of population attending school, or upon any equitable ratio which might be considered best by the wisdom of the Legislative Assembly. In the absence of a school fund, the superintendent now recommends that an appropriation be made from the Territorial funds to defray the expenses of tuition of a limited number, to be divided equitably among the counties of those who have mastered the elementary branches of education, and who are willing to declare in writing that it is their intention, in further qualifying themselves, to become teachers in this Territory.

The superintendent recommends, that an annual appropriation be made to any city or cities which shall maintain a free school or schools wherein the children of those who are too poor to educate their children may be taught gratuitously, and, where necessary, furnished with school books. Said Territorial appropriation not to exceed one third the expense of maintaining such school or schools, leaving the counties and cities to furnish respectively the other two thirds: *Provided*, That such schools are maintained on enconomical principles, and that the school teachers hired to teach therein, be required to report such schools in conformity with law.

To encourage school teachers, the superintendent suggests the propriety of the Legislature appropriating so much of the revenue annually to competent school teachers, who have taught so many years, increasing the sum as the number of years increase; for instance: To every competent teacher who has taught in this Territory years and has made faithful returns as required by stat-

ute, dollars. To every competent teacher who has taught years in this Territory and made returns as aforesaid, dollars; and so on, as the wisdom of the Legislature should deem subservient to the public weal.

Cogent reasons might be advanced to favor such appropriations. Experience yearly demonstrates that some of our most efficient and popular teachers throw aside their honorable profession for the more lucrative one of the farmer, stock raiser or book keeper, nor is this to be censured or wondered at, when we consider the increasing responsibilities that attach themselves to this people, requiring them to avail themselves of every laudable means of obtaining social comfort and independence.

To facilitate the collection of correct statistics, the superintendent recommends that county superintendents be required to furnish school trustees, for the use of teachers, a ruled sheet, on which the daily attendance of every scholar would be apparent at a glance, and the daily and average daily attendance be easily obtained: *Provided*, The teacher is faithful in posting his attendance sheet. Many teachers do not keep a school list of attendance, and are consequently unable to furnish the daily and average daily attendance as required by statute.

Were the school quarters divided by regulation or law, allowing the usual holidays and intervals generally given to schools, it would be a help to the statistical department. A teacher might commence at any time, but if he did not begin at the commencement of a regular term, his returns would show that he taught one month in the first, second or third quarter, as the case might be, and thereafter, his school quarters would correspond with the returns throughout the Territory.

The superintendent recommends the consolidatiation of the statutes relating to common schools, and, to secure this end, suggests the propriety of re-enacting this session, a school bill which would include all the laws and parts of laws now in force upon the subject.

The superintendent, by enactment of last session, was required to furnish each county superintendent with a record, so ruled and headed that therein might be recorded with facility a faithful transcript of all returns made by trustees and teachers to county superintendents. This law is inoperative until an appropriation is made for the purpose.

Respectfully submitted by

ROBT. L. CAMPBELL,

Territorial superintendent of common schools.

Territorial Superintendent's Office,
G. S. L. City, Jan. 11, 1864.

SCHOOL STATISTICS of Utah Territory, for year ending November, 1863..

Names of Counties.	No. of Districts in County.	No. of Districts reported.	No. of School-houses reported.	No. of Schools.	No of Male Teachers.	No of Female Teachers.	No of boys in district between the ages of 4 and 18 years	No. of girls between 4 and 16 years.	Total No. of children in district.	No of boys enrolled in school schedules.	No. of girls enrolled in school schedules.	Total enrolled in school schedules.	Per centage of names enrolled.	Average daily attendance.	Per centage of children actually attending school.	Number of months schools have been taught during the year.
Beaver	2	2	6	6	4	3	207	169	376	121	97	218	58	193	51 1-3	6 1-2
Box Elder,	5	4		6			315	315	630	146	83	229	37 1-3			7
Cache				14	15	7	655	607	1262	340	332	672	53 1-4	535	42 1-3	6 1-2
Davis	13			10	9	4	582	616	1198	285	318	603	50 1-3	260	22 1-2	10
Great Salt Lake	30	24		41	25	22	1711	1531	3242	906	945	1851	57 1-8	819	25 1-4	8
Iron	6	5		8	6	3	202	194	396	144	128	272	68 3-4	217	54 3-4	5
Juab				4	2	2	100	90	190	60	70	130	68 1-2	50	26 1-3	7
Millard	6	3			2	2	196	142	338	91	64	155	45 4-5	101	30	5
Morgan	7	3			2	1	87	70	157	39	32	71	45 1-5	54	34 1-2	4 2-3
San Pete																
Summit																
Tooele	7	4		5	4	4	170	160	330	93	110	203	61 1-2	150	45 1 2	5
Utah	16	12	13	21	17	14	1219	1313	2532	655	581	1236	48 5-8	602	23 4-5	8
Wasatch				3	2	1	170	145	315	90	76	166	52 2-3	84	26 2-3	6
Washington																
Weber	16	7		14	7	4	323	330	653	174	183	357	54 2-8	265	40 1-2	7 1-3
Total.	108	64	19	132	95	67	5937	5682	11619	3144	3019	6163	53	3330	28 3-4	6 1-2

The amounts paid to teachers and the amounts expended on school buildings are not reported regularly; hence they are omitted in this report. Fees for tuition range from three to five dollars per quarter.

The minutes were read and approved.

On motion of Mr Pratt, the House adjourned till to-morrow, at 10 a m.

Benediction by the Chaplain.

FRIDAY, JANUARY 15, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Friday, January 15, 1864, 1 p.m.

Council met pursuant to adjournment.

On motion of Councilor Benson, Councilor Hyde was elected President pro tem.

Roll called. Quorum present.

Prayer by the Chaplain.

The following was received from the House:

REPRESENTATIVES' HALL,
January 15, 1864.

"GENTLEMEN:—The House of Representatives has passed (H. F. No. 27.) "An act to incorporate Provo city;" and (H. F. No. 9.) "An act in relation to Territorial, County, City and School Taxes," which is herewith enclosed for the action of your Honorable body.

Very Respectfully,
JOHN TAYLOR, Speaker."

(H. F. No. 9.) "An act in relation to Territorial, County, City and School Taxes," was read, and,

On motion of Councilor Woodruff, was referred to the committee on judiciary.

(H. F. No. 27.) "An act to incorporate Provo City," was read, and,

On motion of Councilor Rich, the Council concurred.

The following was received from the House:

GENTLEMEN:—The House of Representatives has this day passed the two enclosed memorials to the Honorable Montgomery Blair, for increased mail facilities. The House concur in your amendments to (H. F. No. 20,) also (C. F. No. 6.)

Your bill is respectfully returned to be engrossed.

The House has appointed Messrs. E. D. Woolley, A. K. Thurber, A. P. Rockwood and J. V. Long, a committee to act in conjunction with a like committee of the Council, to examine the Territorial Treasurer's books, etc.

Will you please to appoint a similar committee?

Very Respectfully,
JOHN TAYLOR, Speaker.

Councilor Carrington moved, that a committee of one be appointed to act in conjunction with the committee of the House referred to above.

The President appointed Councilor Harrington, said committee.

(H. F. No. 4.) "Memorial to Hon. Montgomery Blair, Postmaster General, for a daily mail from Great Salt Lake City to Bannack city," was read, and,

On motion of Councilor L. Snow, the Council concurred.

(H. F. No. 5.) "Memorial for increased mail service," was read, and,

On motion of Councilor Smith, was referred to the committee on roads, bridges, ferries and kanyons.

On motion of Councilor Benson, the House of Representatives was requested to meet the Council in Joint Session, in the Representatives' Hall, 1.30. p.m. of Wednesday, 20th inst., for the purpose of electing the officers elective, by the Legislative Assembly.

Councilor Lyman, presented the following report:

Your committee, to whom was referred the consideration of the condition of the State road, at the crossing of the Sevier river; having considered the same, do respectfully recommend that the sum of two hundred dollars be incorporated in the general appropriation bill. Said amount to be applied, in connection with the sum of three hundred dollars already appropriated, for the repairs of the bridge crossing the Sevier river, and the road leading to and from the same, in the immediate vicinity of said bridge.

AMASA M. LYMAN, Chairman.

On motion of Councilor Harrington, the report was accepted, and the committee instructed accordingly.

Councilor L. Snow, chairman of the committee on education, to whom was referred (C. F. No 8.) "An act authorizing a toll bridge across Thomas' Fork, of Bear river," reported the same back by substitute, which was read, and,

On motion of Councilor Rich, was read the second time, and,

On motion of Councilor Rich, the bill was read the third time by its title, and so passed, and was sent to the House for concurrence.

Councilor Woodruff, chairman of the committee on appropriations, to whom was referred "Petition of Charles S. Peterson and others, praying for an appropriation for a road in Weber kanyon," reported the same back, and recommended an appropriation of $2,500 for said purpose.

On motion of Councilor Rich, the report was accepted, and the committee on appropriations instructed accordingly.

The following report was received:

MR. PRESIDENT,

GENTLEMEN OF THE COUNCIL:

Your special committee appointed to act in conjunction with a committee from the House to ascertain what amount of means is placed to the credit of Utah for the purpose of repairing the Penitentiary. We find, by making the necessary inquiry, there is $8363 placed to the credit of Utah.

We would recommend that the Legislative Council memorialize Congress to order the proper officer to pay over to the Territorial Treasurer the above amount; that we also ask, in addition to the above amount, $12,000 more, that the Penitentiary may be put in good repair.

E. T. BENSON.

On motion of Councilor Rich, the report was accepted, and the committee on memorials were instructed on the subject, to memorialize Congress accordingly.

On motion of Councilor Smith, the chairman of the committee on Penitentiary was added to said committee to consider said subject.

The following was received from the House:

GENTLEMEN:—The House of Representatives have passed (C. F. No. 11.) "An act assigning the Chief Justice," and (C. F. No. 12.) "An act in relation to the Supreme court," which are now respectfully returned to be engrossed. The House also concurs in meeting with the Council in joint session in the Representatives' Hall on Wednesday, the 20th inst., at 1.30 p m.

Very respectfully,

JOHN TAYLOR, Speaker.

Councilor Lyman, to whom was referred (H. F. No. 18.) "An act granting unto Joseph Young, sen., the right to establish and control ferries on Bear river, also a bridge on the Malad," reported the same back amended, which was read the second time by sections, and amended, and,

On motion of Councilor Rich, was passed as amended, and was sent to the House for their concurrence in the amendments.

Councilor Lyman, to whom was referred "An act for the location of a road from G. S. L. city to St. George, via Deseret city," reported the same back, and recommended non-concurrence therein.

On motion of Councilor Rich, the report was accepted, and the committee discharged from the further consideration thereof.

Councilor Carrington presented, "Resolution convening Legislative Assembly," which was read, and,

On motion of Councilor Benson, passed, and was sent to the House for concurrence.

The minutes being called for, were read and accepted.

On motion of Councilor E. Snow, the Council adjourned till tomorrow at 1 p.m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 15, 1864, 10 a. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

(H. F. No. 27.) "An act to incorporate Provo City," was taken up, pending the reading of the same,

The following message was received and read, from the Acting-Governor:

"EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 14th, 1864.

HON. JOHN TAYLOR, SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have this day approved and signed the act entitled "An act to provide for organization of telegraph companies," also,

The act entitled "An act authorizing the issuing of executions against judgment debtors, non-residents of the county," also,

The act entitled "An act supplementary to, and amendatory of, an act to incorporate the City of St. George, in Washington county, approved January 17th, 1862," also,

The act entitled "An act in relation to building a bridge across Provo river, and have deposited the same in the office of the Secretary of the Territory.

I have also approved and signed the memorial entitled "Memorial to Congress for an act authorizing the removal of the Indians in Utah Territory, to the Uinta reservation," which, as soon as recorded, I shall forward to Congress.

AMOS REED, Acting-Governor.

(H. F. No. 27.) "An act to incorporate Provo City," pending the second reading of which, the message from Acting-Governor Reed was read, passed its second reading.

Said bill passed its third reading.

The title of said bill was read and approved.

[H. F. No. 9.] "An act in relation to Territorial, county, city and school taxes," was taken up on its second reading and amended, and so passed.

Said bill passed its third reading by its title.

The title of said bill was read and approved.

On motion of Mr. Rowberry, the House adjourned for one hour.

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1 p. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

(C. F. No. 11.) "An act assigning the Chief Justice," was taken up on its second reading, and passed.

Said bill passed its third reading by its title.

The title of said bill was read and approved.

(C. F. No. 12.) "An act in relation to the Supreme court," was taken up, and read the second time.

Said bill passed its third reading.

[H. F. No. 30.] "An act to establish a road from Huntsville, in Weber county, to Bear river lake Valley," was read the first time.

[H. F. No. 31.] "An act appropriating money to be expended on the lower Salt Creek kanyon road," was read the first time.

[H. F. No. 32.] "An act regulating cattle drives," was taken up and read the first time.

Mr. Callister, chairman of committee on counties, to whom was referred, petition of the inhabitants of Gunnison, for the organization of a county in Sevier Valley, reported adversely to granting said petition.

On motion of Mr. Allred, the report of the committee was received and the committee discharged from further duties on the subject.

[H. F. No. 17.] "An act granting to Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries across Green river," was taken up, and passed its second reading.

Said bill passed its third reading.

The title of said bill was read and approved.

A message was received and read, from the Council, requesting the House of Representatives to meet in Joint Session in the Repre-

sentatives' Hall, on Wednesday, the 20th inst., at 1:30 p. m., to elect the officers elective by the Legislative Assembly.

On motion of Mr. Maughan, the House concurred with the Council in their request for Joint Session.

A message was received and read from the Council, announcing their concurrence in [H. F. No. 27.] "An act to incorporate Provo City," also in [H. F. No. 4.] "Memorial to Hon. Montgomery Blair, Postmaster-General, for a daily mail from Great Salt Lake City to Bannack City," which are respectfully returned to be engrossed.

They had also appointed Councilor Harrington a committee to act with House committee on examination of Territorial Treasurer's books and Auditor's warrants redeemed in 1863.

[H. F. No. 31] "An act appropriating money to be expended on the lower Salt Creek kanyon road," was taken up and read the first time.

Said bill passed its second reading.

Said bill passed its third reading by its title.

The title of said bill was read and approved.

On motion of Mr Richards, the committee on claims and appropriations were instructed to incorporate the sum of $400 in the Territorial appropriation bill, to be expended on the lower Salt Creek kanyon road.

Mr. Wright, chairman of special committee from the House, appointed, in conjunction with a like committee of the Council, to confer with the Governor, in relation to appropriations made by Congress for the completion of the Penitentiary in Utah Territory, reported,

That they had been credibly informed, that there is in the Treasury of the United States, $8363 appropriated by the General Government, for the completion of the Utah Penitentiary, subject to be drawn by proper authority, to be expended for the aforesaid purpose, and that in compliance with the suggestions of His Excellency, recommended that a memorial be immediately addressed to the Secretary of the Interior, praying for his official attention to be called to the examination of this subject, and that he be respectfully requested to report the facts, as soon as ascertained to Hon. Messrs. John F. Kinney, Delegate, and His Excellency, J. Duane Doty, Governor of Utah; and that said memorial also set forth the necessity, and ask for an additional appropriation of $11637 to be made by the present Congress, for the completion, as far as practicable, and as possible the aforesaid Utah Penitentiary.

Mr. Lunt moved, that the subject reported upon by Mr. Wright, be referred to the committee on petitions and memorials, with in-

structions to draft a Memorial to Congress for the consideration of the House. Seconded and carried.

The minutes were read and approved.

On motion the House adjourned till to-morrow, at 1 p. m.

Benediction by the Chaplain.

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SATURDAY, JANUARY 16, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Saturday, January 16, 1864, 1 p.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

The following was received from the House:

GENTLEMEN:—The enclosed two bills, [H. F. No. 17.] "An act granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries across Green River," and [H. F. No. 31.] "An act appropriating money, to be expended on the lower Salt Creek kanyon road," have passed the House of Representatives and are now respectfully sent for the action of your Honorable body.

Very Respectfully,
JOHN TAYLOR, Speaker.

[H. F. No. 17.] "An act granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries across Green river," was read, and,

On motion of Councilor Woodruff, was amended, by adding an additional section, and,

On motion of Councilor Woodruff, was read the second time by sections, and,

On motion of Councilor Rich, the bill was read the third time by its title, and so passed, and was sent to the House for their concurrence in the amendments.

[H. F. No. 31.] "An act appropriating money, to be expended on the lower Salt Creek kanyon road," was read, and,

On motion of Councilor Smith, was referred to the committee on roads, bridges, ferries and kanyons, with instructions to consider the expediency of including the amount required in the general appropriation bill.

Councilor Woodruff, to whom was referred the claims of J. D. T. McAllister and S M. Blair, reported favorably to the claims of the former, and adversely to that of the latter.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred [H. F. No. 31.] "An act appropriating money, to be expended on the lower Salt Creek kanyon road," reported favorably to the bill, and,

On motion of Councilor Carrington, the bill was referred to the committee on appropriations, who were instructed to further consider the subject.

On motion of Councilor Carrington, the committee on appropriations, were instructed to include the Territorial Marshals claim in the general appropriation bill.

The following was received from the House:

GENTLEMEN,—The enclosed bill, [H. F. No. 28.] "An act concerning the issue of paper, to be used as money," has passed the House, and is respectfully sent for your action, also [H. F. No. 16.] "An act for the formation of corporations," which is also enclosed, and forwarded for your action.

Respectfully,
JOHN TAYLOR, Speaker.

Which was read, and,

On motion of Councilor Woodruff, [H. F. No. 28,] was referred to the committee on judiciary.

On motion of Councilor Smith, [H. F. No. 16,] was referred to the committee on incorporations.

The minutes being called for, were read and accepted.

On motion of Councilor Rich, the Council adjourned till Monday, Jan. 18, 2 p.m.

Benediction by the Chaplain.

—o—

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
Jan. 16, 1864, 1 p. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by Mr. Lunt.

Mr. Maughan, chairman of committee to whom was referred the petition of Charles S Peterson and 175 others, praying for an apportionment of Legislative representation for Morgan county, reported,

That they had duly considered the subject, and do not deem any Legislation thereon necessary or expedient at this session of the Legislature.

On motion of Mr. Thurber, the report was accepted, and the committee relieved from the further consideration of the subject.

On motion of Mr. Farr, the rules of the House were suspended, and,

A bill entitled "An act concerning the issue of Paper to be used as money," was taken up, and passed its first reading.

Said bill was taken up on its second reading, and passed.

Said bill passed its third reading.

The title of said bill was read and approved.

[H. F. No. 16.] A bill entitled "An act for the formation of corporations," was taken up on its second reading by sections, and amended, and so passed.

Said bill passed its third reading.

The title of said bill was read and approved.

Mr. Preston, chairman of committee on roads, etc., to whom was referred the petition of Robert Gardner, James G Bleak, and 115 others, reported having had the same under careful consideration, and in view of the vast amount of road necessary to be made over this rough and isolated country, recommended that the committee on claims and appropriations, be instructed to incorporate in the Territorial appropriation bill, the following sums to be expended under the supervision of the Territorial road commissioner, for making and repairing the road from Toquerville to Springdale, $500. To be expended on the road from Santa Clara, via St. George, Middleton, Washington and Hamburg, to old Fort Harmony, $2500. For making and repairing the road from St. George via Diamond Valley, to Pine Valley, $500.

Said committee also recommended the sum of $500, to be incorporated in said appropriation bill for the purpose of building a bridge across the Sanpitch river, in Sanpete county, where the county road crosses said river.

On motion of Mr. Richards, the report was accepted, and the committee on claims and appropriations instructed accordingly.

[H. F. No. 30.] "An act to establish a road from Huntsville, in

Weber county, to Bear river lake Valley," was taken up and passed its second reading.

Said bill passed its third reading.

The title of said bill was read and approved.

A message was received and read, from the Council, announcing their concurrence in [H. F. No. 17.] "An act granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries on Green river," by adding an additional section.

Said additional section was read, and the House concurred in the action of the Council adding said section.

A message was received and read, from the Council, announcing that they had passed "Resolution convening the Legislative Assembly," also, [C. F. No. 13.] "An act authorizing a toll bridge across Thomas' Fork of Green river."

They had also passed [H. F. No. 13."] "An act granting to Joseph Young, Sen.., the right to establish and control ferries on Bear river, also a bridge on the Malad," with amendments.

They did not concur in (H. F. No. 21.) "An act for the location of a road from G. S. L. City, to St. George, via Deseret City.

Said "Resolution convening the Legislative Assembly," was read, and,

On motion of Mr. Richards, the House concurred with the Council, in the adoption thereof.

[C. F. No. 13] "An act authorizing a toll bridge across Thomas' Fork of Green river," was read, and laid on the table to come up in its order.

(H. F. No. 18.) "An act granting to Joseph Young, Sen., the right to establish and control ferries on Bear river, also a bridge on the Malad," was read as amended by the Council, and the amendments concurred in.

(H. F. No 32.) "An act regulating cattle drives," was taken up on its second reading, and passed.

Said bill passed its third reading, and the title thereof read and approved.

The minutes were read and approved.

On motion of Mr. Richards, the House adjourned till Monday at 10 a. m.

Benediction by the Chaplain.

MONDAY, JANUARY 18, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Monday, January 18, 1864; 2 p.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
The following was received from the House:

GENTLEMEN:—The House of Representatives has concurred in the amendments of the Council to [H. F. No. 17.] and [H. F. No. 18.] also the Council "Resolution convening the Legislative Assembly."

The House has also passed [H. F. No. 32.] "An act regulating cattle drives," which is herewith sent for the action of your Honorable body, also (H. F. No. 30.) "An act to establish a road from Huntsville, Weber county, to Bear river lake ferry."

JOHN TAYLOR, Speaker.

Which were read, and,

On motion of Councilor Rich, [H. F. No. 30.] was referred to the committee on claims and appropriations.

On motion of Councilor Rich, [H. F. No. 32.] "An act regulating cattle drives," was not concurred in.

On motion of Councilor Harrington, the committee on appropriations were instructed to incorporate the sum of $1500 in the Territorial appropriation bill, to be expended under the direction of the Territorial Road Commissioner, on the State road, at the point of the mountain, at or near the line between G. S. L. county and Utah county.

Councilor Smith presented, [C. F. No. 14.] "An act changing the county seat of Sanpete county, which was read the first time, and,

On motion of Councilor Hyde, was read the second time, and,

On motion of Councilor Benson, was read the third time, and was sent to the House for concurrence.

On motion of Councilor Benson, the committee on appropriations were instructed to incorporate the sum of $800 in the Territorial appropriation bill, to be expended under the direction of the Territorial Road Commissioner, on the road leading from the mouth of Box Elder kanyon, to Wellsville, in Cache county.

On motion of Councilor Smith, the committee on appropriations, were instructed to incorporate the sum of $5000 in the Territorial appropriation bill, to be expended under the direction of the Territorial Road Commissioner, on the road over the Black Ridge, between St. George and old Harmony.

Councilor Harrington presented, petition of P. Lynch, for appropriation for services rendered in criminal cases, which was read, and,

On motion of Councilor Benson, was referred to the committee on appropriations.

On motion of Councilor Hyde, the committee on appropriations were instructed to incorporate the sum of $500 in the Territorial appropriation bill, to be expended under the direction of James M. Jones, Fairview, to improve the road through Thistle Creek kanyon, in Utah county.

Councilor Smith presented, (C. F. No. 15) "An act concerning Notaries Public, in and for Washington county," which was read, and,

On motion of Councilor Benson, was read the second time, and,

On motion of Councilor Hyde, was read the third time by its title, and so passed, and was sent to the House for concurrence.

Councilor Smith, to whom was referred the report of Councilor Benson, on the 15th, with regard to memorializing Congress for an appropriation for repairs on the Penitentiary, reported "Memorial to the Secretary of the Treasury of the United States, in relation to the unexpended funds appropriated for the erection of Utah Penitentiary," also,

"Memorial to Congress for an appropriation to complete the Utah Penitentiary," but reported adversely to their adoption.

On motion of Councilor Harrington, the report was accepted, and the memorials read,

On motion of Councilor Rich, the memorials were laid on the table till to-morrow.

The minutes being called for, were read and accepted.

On motion of Councilor Benson, the Council adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 18, 1864, 10 a m.

House met pursuant to adjournment.
Called to order by the Speaker.
Roll called. Quorum present.
Prayer by the Chaplain.

Mr. Long presented, claim of E. W. East, County Clerk, G. S. L. county, for services rendered in 1862, advertizing elections, making reports and giving certificates, procuring tax books and assessment roll, copying and footing Territorial taxes and making reports to Territorial Auditor and Treasurer $70 00
For similar services rendered in 1863 70 00

$140 00

Which was read, and referred to the committee on claims and appropriations.

Mr. Rockwood, chairman of committee on agriculture, trade and manufactures, to whom was referred, the petitions of G. Snow and 83 others, Elijah Sheets and 46 others, John Brown and 40 others, reported having attended to the duties assigned, and recommended the favorable consideration of accompanying bill.

Said accompanying bill, "An act on joint enclosures," was read, and laid on the table to come up in its order.

Mr. Johnson presented, resolution, instructing the committee on military affairs to recommend the adoption of some code of military tactics, for the use and service of the militia of this Territory, and that the accompanying "Light Infantry tactics," edited by Wm. B. Pace, receive their special consideration.

On motion of Mr. Richards, said resolution and accompanying document was referred to the committee on militia.

[H. F. No. 15.] "An act for the better regulation of stray pounds and for other purposes," was taken up on its second reading, pending discussion on the 7th section, the House adjourned till 3 p. m.

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3 p. m.

House re-assembled as per adjournment.
Roll called. Quorum present.

The consideration of [H. F. No. 15.] "An act for the better regulation of stray pounds, and for other purposes," was resumed,

and pending the consideration of section 8, the bill was laid over for further consideration.

A message was received and read, from the Council, announcing their non concurrence in [H. F. No. 32.] "An act regulating cattle drives," and their passage of [C. F. No. 14.] "An act changing the county seat of Sanpete county," and [C. F. No. 15.] "An act concerning Notaries Public."

Mr. Woolley presented, petition of Z. Snow, and 9 others, for alteration of the law known as the "Fee bill," which was read, and,

On motion of Mr. Lunt, referred to the committee on judiciary.

The minutes were read and approved.

On motion of Mr. Preston, the House adjourned till to-morrow, at 10 a. m.

Benediction by the Chaplain.

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TUESDAY, JANUARY 19, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Tuesday, Jan. 19, 1864, 1 p.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called. Quorum present.
Prayer by the Chaplain.
The following was received from the House:

REPRESENTATIVES' HALL,
January 19th, 1864.

HONORABLE THE PRESIDENT
AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The enclosed bill, (H. F. No. 22.) "An act concerning mining claims," has passed the House, and is now sent for your action.

JOHN TAYLOR, Speaker.

Said bill was read, and,

On motion of Councilor Harrington, was read the second time by sections, and,

On motion of Councilor Woodruff, was read the third time by its title, and so the bill passed.

Councilor Carrington, to whom was referred (H. F. No. 28.) and (C. F. No. 10.) returned said bills with an accompanying substitute, and recommended passing said substitute, in lieu of the aforesaid bills.

On motion of Councilor Benson, the report was accepted, and the committee discharged from further consideration of the subject. Said substitute was read the first time, and,

On motion of Councilor Harrington, was read the second time by sections, and,

On motion of Councilor Woodruff, was read the third time by its title, and so passed, and was sent to the House for concurrence.

The following communications were received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 16th, 1864.

THE HON. DANIEL H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—I have this day approved and signed the following acts, viz:—

"An act to provide for the organization of Richland and Kane counties."

"An act in relation to the Supreme Court," and "An act assigning the Chief Justice," and have deposited the same in the office of the Secretary of the Territory.

AMOS REED,
Acting Governor.

THE HON. DANIEL H. WELLS, PRESIDENT OF THE COUNCIL:

SIR:—I have this day approved and signed the resolution entitled, "Resolution convening the Legislative Assembly," and have deposited the same in the office of the Secretary of the Territory.

AMOS REED,
Acting Governor.

Councilor Woodruff presented, claims of James Ferguson, deceased, for services rendered the people of the Territory, in the prosecution of Joseph Holladay; also bill of P. Lynch, in criminal cases, which, were read, and,

On motion of Councilor Rich, were referred to the committee on appropriations, with instruction to enquire into the validity of the claims.

"Memorial to the Secretary of the Treasury of the United States,

in relation to the unexpended funds appropriated for the erection of Utah Penitentiary," was read, and,

On motion of Councilor Benson, was adopted, and sent to the House for their concurrence.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred the "Petition of Wm. W. Raymond and 61 others, asking for an appropriation of $500 to aid in the construction of a bridge over the Weber river," recommended that the committee on appropriations, be instructed to include the above named amount in the general appropriation bill, to be expended under the direction of the Territorial Road Commissioner.

On motion of Councilor Rich, the report was accepted.

The following was received from the House:

GENTLEMEN:—The House of Representatives have passed the enclosed resolution, in relation to iron and coal in this Territory; also (H. F. No. 15) "An act for the better regulation of stray pounds, and for other purposes."

They have also concurred in (C. F. No. 14) "An act changing the county seat of Sanpete county," and have amended (C. F. No. 15.) by adding another section. Do you concur in this amendment?

JOHN TAYLOR, Speaker.

(C. F. No. 15.) "An act concerning Notaries Public" for Washington and other counties, was read as amended, and,

On motion of Councilor Smith, the Council concurred in the amendments.

(H. F. No 34) "Resolution concerning coal and iron mines," was read, and,

On motion of Councilor Carrington, the resolution was not concurred in.

(H. F No. 15.) "An act for the better regulation of stray pounds and other purposes," was read, and,

On motion of Councilor Smith, was referred to the committee on agriculture, trade and manufactures.

Councilor Lyman, to whom was referred "Memorial to Postmaster General," returned the same, with slight alterations, and recommended its adoption as amended, which was read, and,

On motion of Councilor Smith, the Council concurred, and the memorial was sent to the House for concurrence in the amendments.

The following was received from the House:

GENTLEMEN:—The House of Representatives has passed (H. F. No. 36.) "An act to incorporate the Seventies' Library and

Reading Room Association," and has concurred in (C. F. No. 16.) "An act to prohibit the use of certain paper as money."

Very Respectfully,

JOHN TAYLOR, Speaker.

"Memorial to Congress for an appropriation to complete the Utah Penitentiary," was read, and,

On motion of Councilor Smith, was referred to the committee on Penitentiary.

On motion of Councilor E. Snow, the committee on appropriations were instructed to incorporate the sum of $150 in the general appropriation bill, to defray the expenses of binding books, belonging to the Territorial Library.

(H. F. No. 36.) "An act to incorporate the Seventies' Library and Reading Room Association," was read, and,

On motion of Councilor Carrington, was read the second time by sections, and,

On motion of Council Carrington, was read the third time by its title, and so passed, and the House notified accordingly.

The minutes being called for, were read and accepted.

On motion of Councilor Smith, the Council adjourned till tomorrow, 1 p.m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 19, 1864, 10 a.m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Mr. Richards, the rules of the House were suspended, that the report of the special committee on the act concerning mining claims might be received.

Mr. Pratt, chairman of special committee, to whom was referred, "An act concerning mining claims," with instructions to report a substitute, if necessary, reported that they had said bill under consideration, and after mature deliberation, with a view to the interests of all concerned, have unanimously agreed to recommend the passage of the accompanying substitute, believing that it embraces

some important provisions, which were not in the original bill, but which are necessary to the perpetuity of our great government, and liberal institutions.

Said bill (H. F. No. 22) "An act concerning mining claims," was taken up and read the first time.

On motion of Mr. Rockwood, the rules of the House were suspended, and said bill passed its second reading with amendment.

Said bill was read the third time.

The title of said bill was read and approved.

On motion of Mr. Woolley, the House adjourned for one hour.

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1 p. m.

House re-assembled as per adjournment.

Roll called. Quorum present.

The following was received and read:

TO THE HON. SPEAKER AND MEMBERS
OF THE LEGISLATURE OF UTAH:

Your committee to whom was referred that portion of the Governor's Message relating to the manufacture of iron, respectfully report, that having submitted inquiries to responsible individuals residing in various sections of the Territory, the following facts have been substantiated, viz —

1st. That in Iron county, near Cedar City, mountains of iron ore exist, yielding from fifty to seventy-five per cent of pure iron, and that abundance of stone coal of good quality is found near by.

2d. That near the town of Beaver, in Beaver county, a fine bed of excellent iron ore has been opened, and preparations are being made to work the same. At Minersville, in the same county, rich veins of galena or lead ore are being successfully worked.

3d. That in Sanpete county, on the Sevier river, beds of iron ore and coal have been discovered. And at Coalville, in the same county, extensive coal mines are opened, and successfully worked, producing any required amount of coal of a good quality.

4th. At Provo in Utah county, satisfactory indications of the existence of stone coal has been found, and in working a tunnel into the mountain, the workmen passed through a rich vein of iron ore. The company are still pushing their research.

5th. That in Summit county there are in successful operation, work, in coal beds of great thickness, capable of producing any desired quantity of coal of good quality, and very recently a bed of iron ore of fine quality, and readily producing an excellent article of iron, has been discovered and thoroughly tested. It is expected

that a number of capitalists are about establishing a foundry for the manufacture of cast and wrought iron.

Your committee is convinced that in many parts of this Territory, iron ore, and stone coal, both of good quality, and in great abundance exists, and may be easily obtained, and would recommend that this body call the attention of the President and Directors of the Pacific Railroad Company to the foregoing facts.

They would further state that as the period for gaining information upon this extended subject has been necessarily very brief, they were unable to incorporate in this report only the most prominent facts in this connexion. In view of the foregoing we recommend the accompanying Joint Resolutions.

A. P. ROCKWOOD,
Chairman of Committee on Agriculture, etc.

On motion of Mr. Van Cott, the report was received, and, the resolution read and adopted.

Mr. Johnson presented, a bill for an act to encourage the production of sugar, which was read, and laid on the table to come up in its order.

Accompanying said bill a sample of sugar was produced, and passed round the House to each member.

On motion of Mr. Richards, Mr. Johnson gave the following items relative to the manufacture of said sugar:

The sample of sugar presented was made by Mr O. F. Eastman, residing in front of Union Square, 17th Ward, was made from the Imphee, grown on Union Square; planted rather late, and worked up before it was fully ripe; harvested and worked up at once, about October 20th, was clarified by the clay process, and boiled in an evaporator, rapidly; syrup reduced to a medium density, placed in a keg in the usual manner; it at once began to chrystalize; two-fifths of the bulk of the syrup formed chrystals as per specimen.

On motion of Mr. Callister, the committee on claims and appropriations, were instructed to incorporate in the Territorial appropriation bill the sum of $150 to be expended under the direction of Thomas R. King, to repair the State House in Fillmore City.

Mr. Long presented, a bill for "An act incorporating the Seventies' Library and Reading Room Association," which was read and laid on the table to come up in its order.

[H. F. No. 15.] "An act for the better regulation of stray pounds, and for other purposes," was taken up and amended, and so passed its second reading.

Said bill was read the third time.

The title of said bill was read and approved.

Messages were received and read from the Council, announcing their concurrence in passage of (H. F. No. 22.) "An act concerning mining claims," and their non-concurrence in (H. F. No. 28.) "An act concerning the issue of paper, to be used as money, and their substitution therefor (C. F. No. 16.) "An act to prohibit the use of certain paper as money."

Said bill (C. F. No. 16.) "An act to prohibit the use of certain paper as money," was read the first time.

(H. F. No 33.) "An act concerning joint enclosures and division fences," was read the first time.

(C. F. No. 13) "An act authorizing a toll bridge across Thomas' Fork of Bear river," was read the first time.

(C. F. No. 14.) "An act changing the county seat of Sanpete county," was taken up and read the first time.

On motion of Mr. Pratt, the rules were suspended and said bill passed to its second reading.

Said bill passed its third reading.

The title of said bill was read and approved.

(C. F. No. 15.) "An act concerning Notaries Public in and for Washington county," was taken up and read the first time.

Said bill was taken up on its second reading, and amended.

Said bill passed its third reading

The title of said bill was read, amended and so approved.

(H. F. No. 36) a bill entitled "An act to incorporate the Seventies' Library and Reading Room," was taken up on its second reading and passed.

Said bill was read the third time.

The title of said bill was read and approved.

A bill for "An act to encourage the production of sugar," was taken up, pending the consideration of which.

It was moved by Mr. Rockwood, that $150 be incorporated in the Territorial appropriation bill to accomplish the objects of said bill.

The following was received and read:

To the Honorable
Committee on Claims and Appropriations:

Gentlemen:—The undersigned, the Treasurer and Auditor of public accounts for the Territory of Utah would respectfully represent:

1st. That within the past two years, every article necessary for the support of a family has increased in price more than double, and very many things fourfold.

2d. That within the same period the responsibilities, duties and labors of the undersigned have more than doubled, in consequence of the increasing resources and business of the Territory.

3d. That in all the emoluments heretofore allowed to the Treasurer and Auditor, reference has never been had to office rent, fuel and lights, the two latter being at the present time items of considerable expense.

Therefore we would respectfully solicit that in your appropriation bill for the year 1863, you would kindly insert the words "four" hundred in lieu of "two" hundred dollars heretofore allowed for salary of Treasurer and Auditor each.

Believing that your own experience will be a better guide as to the truth of the statements herein, than anything we could add, we have the honor to remain,

Very Respectfully, Your Obedient Servants,

DAVID O. CALDER,
WILLIAM CLAYTON.

On motion of Mr. Woolley, the committee on claims and appropriations were instructed accordingly.

Mr. Long presented, bill of "Deseret News," which was read and referred to the committee on claims and appropriations, with instructions.

(C. F. No. 16.) "An act to prohibit the use of certain paper as money," was taken up on its second reading and passed.

Said bill passed its third reading.

The title of said bill was read and approved.

Mr. Farr moved, that the committee on claims and appropriations be instructed to incorporate in the Territorial appropriation bill $500 to be expended under the direction of the Territorial road commissioner for the purpose of turning the Weber river where the Territorial road crosses said river, so as to secure the east abutment and the bridge from being carried away by high water.

Also the sum of $500 to be appropriated for securing the south abutment of the Ogden bridge, and for repairs that are necessary to be made above and below the bridge.

And that the sum of $25 be appropriated to Nathan Slater to remunerate him for the land that was taken and crop destroyed for the purpose of opening a new road in consequence of the old road having been destroyed by high water.

Seconded and carried.

Mr. Wandell moved,

That the committee on claims and appropriations be instructed to include in the Territorial appropriation bill the following sums to be

held subject to the order of the Territorial superintendent of common schools; namely,

For 1,000 school attendance forms - - - -	$10 66
" 1,000 " teachers reports - - -	12 33
" 250 " trustees " - - - -	4 00
Three reams of paper for same - - - -	36 00
For Territorial superintendent's years services for 1863, including incidental expenses - - - - -	$150 00
	$212 99

The minutes were read and approved.

On motion, the House adjourned till to-morrow at 10 a. m.

Benediction by the Chaplain

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WEDNESDAY, JANUARY 20, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S L City,
Wednesday, Jan 20, 1864, 1 p m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called. Quorum present.

Prayer by the Chaplain.

The following was received from the House:

REPRESENTATIVES' Hall,
G. S. L. City, Jan. 20, 1864

HONORABLE THE PRESIDENT AND MEMBERS OF THE COUNCIL:

GENTLEMEN:—The House has concurred in all your amendments to the enclosed memorial, and have added another paragraph. Do you concur?

Respectfully, etc.,
JOHN TAYLOR, Speaker.

Which was read, and,

On motion of Councilor Hyde, the Council concurred in the additional paragraph.

The time for Joint Session having arrived, the Council repaired to the Representatives' Hall for that purpose.

[*See Joint Session Minutes.*]

On the adjournment of Joint Session, the Council resumed their session.

Councilor Woodruff, chairman of the committee, to whom was referred (H. F. No. 15.) "An act for the better regulations of stray pounds and for other purposes," reported the same back, with a recommendation that the Council do not concur with the House in the passage of the bill.

On motion of Councilor Carrington, the report was accepted, and the committee discharged from the further consideration of the subject.

On motion of Councilor Rich, the bill was rejected.

The following communication was received:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 20, 1864.

HON. D. H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—I have this day approved and signed the act entitled "An act concerning Notaries Public in and for Washington and other counties," also the act entitled "An act changing the county seat of Sanpete county," and have deposited the same in the office of the Secretary of the Territory.

AMOS REED, Acting-Governor.

Councilor Benson, chairman of the committee on Penitentiary, to whom was referred memorial to Congress, asking for an appropriation, reported the same back, recommended its passage, and,

On motion of Councilor Rich, the report was accepted and the committee discharged from the further consideration of the subject.

On motion of Councilor Benson, the subject concerning estray pounds and animals running at large, was referred to the committee on public domain, and Councilor Johnson was added to said committee.

On motion of Councilor Woodruff, "Memorial to Congress in relation to the Penitentiary," was adopted, and sent to the House for concurrence.

Councilor Carrington presented, "Resolution in relation to publishing and distributing the laws and journals of the thirteenth annual session," which was read, and,

On motion of Councilor Harrington, passed.

The minutes being called for were read.

On motion of Councilor Rich, the Council adjourned till to-morrow at 1 p. m.

Benediction by the Chaplain.

JOINT SESSION.

REPRESENTATIVES' HALL, G. S. L. City,
Wednesday, January 20, 1864, 1:30 p.m.

The Legislative Assembly met in Joint Session according to previous agreement.

The President of the Council presiding.

Roll of the Council called. Quorum present.

Roll of the House called. Quorum present.

Prayer by the Chaplain of the House.

The President declared the Joint Session open and ready for the business before them of electing the officers elective, by the joint vote of the Assembly.

On motion of Mr Richards, Albert Carrington was elected Chancellor of the University.

On motion of Councilor Harrington, Isaac Groo was elected a Regent of the University.

On motion of Mr. Maughan, John V. Long was elected a Regent of the University.

On motion of Councilor Benson, George W. Mousley was elected a Regent of the University.

On motion of Mr. Rockwood, T. B. H Stenhouse was elected a Regent of the University.

On motion of Mr. Long, Karl G. Maeser was elected a Regent of the University.

On motion of Councilor Benson, Joseph A. Young was elected a Regent of the University.

On motion of Mr. Farr, Robert L. Campbell was elected a Regent of the University.

On motion of Mr. Thurber, Joseph W. Young was elected a Regent of the University.

On motion of Councilor Rich, H. I. Doremus was elected a Regent of the University.

On motion of Mr. Rockwood, Wm Eddington was elected a Regent of the University.

On motion of Mr. Maughan, Thomas Bullock was elected a Regent of the University.

On motion of Mr. Richards, Samuel W. Richards was elected a Regent of the University.

On motion of Mr. Thurber, Thomas W. Ellerbeck was elected Treasurer of the University.

On motion of Mr. Maughan, Robert L. Campbell was elected Superintendent of Common Schools.

On motion of Mr. Wright, David O. Calder was elected Territorial Treasurer.

On motion of Mr. Preston, Wm. Clayton was elected Auditor of Public Accounts.

On motion of Councilor Harrington, Theodore McKean was elected Territorial Road Commissioner.

On morion of Mr. Long, John D. T. McAllister was elected Territorial Marshal.

On motion of Councilor Johnson, Wm. Snow was elected District Attorney for the 1st Judicial District.

On motion of Councilor Benson, Joseph L. Heywood was elected District Attorney for the 2d Judicial District.

On motion of Mr. Richards, Jesse W. Fox was elected Territorial Surveyor General.

On motion of Councilor Smith, Wm. C. Staines was elected Librarian.

On motion of Mr. Preston, Wm. Clayton was elected Recorder of Marks and Brands.

On motion of Councilor Benson, Nathan Davis was elected Sealer of Weights and Measures.

On motion of Councilor E. Snow, James D. McCullough was elected Probate Judge of Washington county.

On motion of Councilor E. Snow, James G. Bleak was elected Notary Public for Washington county.

On motion of Mr. Lunt, Silas S. Smith was elected Probate Judge of Iron county.

On motion of Mr. Lunt, Martin M. Slack was elected Notary Public for Iron county.

On motion of Mr. Wandell, Daniel M. Thomas was elected Probate Judge of Beaver county.

On motion of Mr. Wandell, John Woodhouse was elected Notary Public for Beaver county.

On motion Mr. Callister, Thomas R. King was elected Probate Judge of Millard county.

On motion of Councilor Lyman, Joseph V. Robinson was elected Notary Public for Millard county.

On motion of Councilor Hyde, George W. Bradley was elected Probate Judge of Sanpete county.

On motion of Mr. Allred, George Spencer was elected Notary Public for Sanpete county.

On motion of Mr. Pitchforth, Jacob G. Bigler was elected Probate Judge of Juab county.

On motion of Mr. Pitchforth, Jonathan Midgley was elected Notary Public for Juab county.

On motion of Councilor Johnson, Zerubbabel Snow was elected Probate Judge for Utah county.

On motion of Mr. Thurber, John B. Fairbank was elected Notary Public for Utah county.

On motion of Mr. Wall, John W. Witt was elected Probate Judge of Wasatch county.

On motion of Mr. Wall, Silas Smith was elected Notary Public for Wasatch county.

On motion of Councilor Woodruff, Elias Smith was elected Probate Judge of Great Salt Lake county.

On motion of Councilor Benson, John T. Caine was elected Notary Public for Great Salt Lake county.

On motion of Mr. Long, W. W. Phelps was elected Notary Public for Great Salt Lake county.

On motion of Councilor Rich, Joseph Holbrook was elected Probate Judge of Davis county.

On motion of Mr. Stoker, Arthur Stayner was elected Notary Public for Davis county.

On motion of Mr. Smith, Charles S. Peterson was elected Probate Judge of Morgan county.

On motion of Councilor Rich, Isaac Bowman was elected Notary Public for Morgan county.

On motion of Mr. Hunt, Aaron F. Farr was elected Probate Judge of Weber county.

On motion of Mr. Farr, Wm. Critchelow was elected Notary Public for Weber county.

On motion of Councilor L. Snow, Jonathan C. Wright was elected Probate Judge of Box Elder county.

On motion of Mr. Wright, John Burt was elected Notary Public for Box Elder county.

On motion of Councilor Benson, Peter Maughan was elected Probate Judge of Cache county.

On motion of Mr. Preston, James A. Leishman was elected Notary Public for Cache county.

On motion of Mr. Richards, John Rowberry was elected Probate Judge of Tooele county.

On motion of Mr. Rowberry, Nelson Bates was elected Notary Public for Tooele county.

On motion of Mr. Richards, Ira Eldredge was elected Probate Judge of Summit county.

On motion of Mr. Eldredge, Samuel P. Hoyt was elected Notary Public for Summit county.

On motion of Mr. Wandell, Wm. A. Carter was elected Probate Judge of Green river county.

On motion of Councilor Rich, Preston Thomas was elected Probate Judge of Richland county.

On motion of Councilor Rich, Richard R. Hopkins was elected Notary Public for Richland county.

On motion of Councilor E. Snow, Anson P. Winsor was elected Probate Judge of Kane county.

On motion of Councilor E. Snow, Sextus E. Johnson was elected Notary Public for Kane county.

The minutes being called for, were read and accepted.

On motion of Councilor Benson, the Joint Session adjourned till Friday the 22d inst., at 2 p. m.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G S. L. City,
January 20, 1864, 10 a. m.

House met pursuant to adjournment.

Called to order by the Chief Clerk.

Roll called. Quorum present.

On motion of Mr. Pratt, Hon. John Van Cott was called to the chair pro tem.

Prayer by the Chaplain.

A message was received from the Council, announcing their non-concurrence in resolution, relating to coal and iron, and their concurrence in (H. F. No. 5.) "Memorial to the Hon. Montgomery Blair, Postmaster, etc," with a few amendments.

Said memorial was read as amended, and,

On motion of Mr. Allred, said memorial was further amended, and ordered to be sent to the Council for concurrence.

The Speaker arrived and took the chair.

Mr. Eldredge presented, petition of Samuel P Hoyt, Ira Eldredge and Martin H. Peck, for the passage of an act, providing for a re-location or change of the Territorial road, on the east side of the Weber river.

Said petition was read, and,

On motion of Mr. Richards, the committee on roads, etc., were instructed to bring in a bill, directing the Territorial road commissioner, to locate a road in conformity with the prayer of said petitioners.

Mr. Eldredge presented, petition of Wm. H. Smith and 53 others,

for change of county seat of Summit county, which was read, and referred to committee on counties.

Mr. Wright, chairman of committee on Penitentiary, made a report in relation to the Penitentiary, which was read, and laid on the table.

Said committee on Penitentiary, to whom was referred, "Resolution instructing the Warden to cancel certain amounts standing on Penitentiary books," reported, that after they had made diligent enquiry into the subject, they had found legislation thereon was unnecessary.

Said committee on Penitentiary also reported, that on examination of the books in the Warden's office, they found that there is a claim against the United States of $752.25 for guard service, and $8.25 for clothing, incurred in the keeping of a U. S. convict, during the late Wardenship of Alex. McRae, in 1860. The committee further found, that the said parties, who had rendered the service and furnished the clothing, had been settled with in full by the Auditor, and by virtue of appropriation for the purpose Mr. McRae had received his pay in full from the Territorial Treasury, for the said amount of $752 25, and that the said sum is now justly due to the Territory from the United States

They therefore recommended accompanying resolution relative to said claim, which was read and adopted.

On motion of Mr. Van Cott, the House adjourned for one hour.

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1 p m.

House re-assembled as per adjournment.

Roll called. Quorum present.

On motion, the Council were notified that the House were ready for Joint Session.

The assembly met in Joint Session, in the Representatives' Hall.

[*See Joint Session Minutes.*]

Upon dissolution of the Joint Session, the House resumed its sitting.

Mr. Woolley presented, the following claim, which was read, and ordered to be inserted in the Territorial appropriation bill.

TERRITORY OF UTAH, DR.,

To Robert L. Campbell, to recording minutes and accompanying documents, of House of Representatives, of session 1862-3, in legislative record, as per vote of last sesion, 16 days, $50 00

To Thomas Bullock, for certifying minutes and comparing said recorded minutes, 2 days, 6 00

Mr. Rowberry moved, that the committee on claims and appropriations, be instructed to incorporate the sum of $500.00 in the Territorial appropriation bill, to be expended under the direction of the Territorial road commissioner, for repairing the Territorial road immediately west of Jordan bridge, near Great Salt Lake City. Seconded and carried.

Mr. Cluff moved, that the committee on claims and appropriations, be instructed to incorporate in the Territorial appropriation bill, the sum of two thousand dollars, in addition to the amount already appropriated, in an act providing for the building of a bridge across Provo river. Approved Jan. 14, 1864. Seconded and carried.

(C. F. No 13.) "An act authorizing a toll bridge across Thomas' Fork, of Bear river," was taken up, and passed its second reading.

Said bill passed its third reading by its title.

The title thereof was read and approved.

Mr. Richards presented, a bill entitled, "An act to amend an act, to incorporate the Deseret Agricultural and Manufacturing Society," which was taken up, and read the first time.

Said bill was taken up, and read the second time.

Said bill passed its third reading by its title.

The title thereof was read and approved.

Mr. Woolley, chairman of committee on claims and appropriations, presented "Territorial appropriation bill," in progress, which was read, and referred back for amendments.

Mr. Preston presented, "Resolution changing the location of the road in Summit county, between Peck's creek and Chalk creek," which was read the first time.

Said resolution was read the second time, and adopted.

A message was received and read from the Council, announcing their non-concurrence in (H. F. No. 15.) "An act for the better regulation of stray pounds and for other purposes," and their adoption of "Memorial to the Secretary of the Treasury."

Said memorial was read, and the House concurred with the Council in the adoption thereof.

A message was received and read from the Council, announcing their adoption of "Memorial to Congress relative to the Penitentiary" and their adoption of "Resolution in relation to publishing and distributing the Laws and Journals of the Thirteenth Session."

On motion of Mr. Rockwood, said memorial to Congress, relative to the Penitentiary, was read and adopted.

Said resolution, in relation to publishing and distributing the Laws and Journals of the Thirteenth Session, was read, and,

On motion of Mr. Pitchforth, the House concurred with the Council in the adoption thereof.

Mr. Pratt moved, that the committee on claims and appropriations, be instructed to incorporate the sum of $4,000 in the Territorial appropriation bill, for building a bridge across the Sevier river, at or near the site of the present bridge. Seconded and carried.

The following message from the Council was received and read:

COUNCIL CHAMBER,
January 20, 1864.

HON. SPEAKER AND MEMBERS
OF THE HOUSE OF REPRESENTATIVES:

GENTLEMEN:—The Council concurs in the additional paragraph to (H. F. No. 5.) Memorial for mail service, and respectfully return the same to be engrossed.

Very Respectfully,
DANIEL H. WELLS,
President of the Council.

The following report was received and read:

COMMITTEE ROOM, G. S. L. City,
January 19th, 1864.

HON. THE SPEAKER AND MEMBERS OF THE
HOUSE OF REPRESENTATIVES:

GENTLEMEN:—Your committee to whom was referred the Director's and Warden's report, and other subjects connected therewith in relation to the Penitentiary, respectfully submit the following report:

That, whereas, owing to an extensive and a variety of complicated circumstances, (many of which are unavoidable,) we find the Penitentiary in its present condition to be almost totally unfit for the purposes for which it is designed: 1st, from its dilapidated condition in general; 2d, the decay of its walls, the unsafe and unhealthy condition of the cells, the deficiency of suitable locks and fastenings; lights and sentinels, etc., etc., which, for the lack of means, has not yet been sufficiently provided for, thereby characterizing this prison in distinction from all other prisons in the world.

And, whereas, the means heretofore appropriated, having proved to be greatly insufficient for the completion of the building according to its very economical original design, and the means thus appropriated having long since been exhausted, is justly a subject of complaint by the Warden, as it endangers the security of the prisoners, and increases the expense of the guard.

And, whereas, in 1855, the prison was made ready for the reception of convicts, and as per report of Warden, the whole number of

committments to date is 75, of whom 17 only served out their term of sentence; 12 made good their escape, 38 were discharged by the unwarrantable and unjust exercise of Habeas Corpus and pardoning power, (thereby in some instances) setting at liberty, persons convicted of the most enormous crimes known to our laws, whose vicious habits and unrestrained passions rendered life and property altogether unsafe and extremely hazardous, wherever they were, thereby annihilating the certainty of punishment and making the verdict of juries and the sentence of courts a ridiculous burlesque, and total nullity, and by the prejudicial, unjust and implacable exercise thereof, by Federal, Judicial, and Executive authority, the administrators of which they themselves were worthy of, and justly entitled to the choice and occupancy of the most safe and secure berths within the prison walls.

In relation to the management of the fiscal affairs of the Penitentiary; and the saving of revenue, the Warden and Directors pass high approbation in the estimation of your committee, an evidence of this is found in the Warden's report, showing a balance after deducting expenses of prison for the year 1863, of $2 51, in favor of the Territory, (Warden's salary excepted) this is mostly attributable to the advantages derived from working the prisoners outside the walls, as provided by statutory enactments, which we consider a very wholesome provision and unanimously object to its abuse or repeal.

And, whereas, we believe that kindness and attention to the convicts on the part of the officers is of vast importance in the government and good order of the institution; yet, the prisoners should not in any instance be indulged by intimacy and liberties which would lead to a relaxation of the rules and discipline of the prison, let them understand that while prisoners they must be treated as prisoners. This, however, to some extent has not been the case, but on the contrary, we, your committee, feel ourselves in duty bound to say that from authentic and unimpeachable testimony derived from the highest authority of the commonwealth, we are informed that during the past year, convicts who had been duly committed and whom the people supposed were safely confined in the prison cells, were frequently in the night time in Camp Douglas and Great Salt Lake City, prowling about unrestrained, practising their former habits of burglary, robbery and theft,—whereby hundreds of dollars have been taken from their legitimate owners by the hands of those revengeful miscreants, who, at the same time were supposed safely confined in the cells of the Penitentiary.

These facts, in the estimation of your committee appear to reflect

severe censure, or to say the least, great neglect of duty on the part of the officers in charge, but the past and present dilapidated condition of the Penitentiary, to a great extent, exonerates them from blame.

Therefore deeming it necessary to have those difficulties as far as possible obviated, respectfully suggest as the most conciliatory measure calculated to accomplish this object, and in consequence of the perplexing, onerous duties and ponderous responsibilities devolving ex officio on the Warden and Directors, that the Legislative Assembly exercise their relieving power, especially in favor of the Warden and release him for the time being from any further prison duties connected with the labors and responsibilities of that office, and that by a joint vote of the Legislative Assembly aforesaid, sentence be passed upon some other person more worthy to be incarcerated within the walls of Penitentiary discipline and be required to perform hard labor as Warden for the term of one year, from the date of his sentence, and that his Excelleney Amos Reed, Acting-Governor, without extenuation, commutation or pardon approve the act.

Therefore, in conclusion, we beg to say that notwithstanding the objections herein set forth, absolutely have and do exist and thereby the institution in its present condition, might justly be declared a nuisance, and in the opinion of some of the commonwealth as such ought to be abated, your committee however to this proposition beg leave to respectfully demur and recommend in lieu thereof, that this be an instruction to the committee on appropriations to incorporate in the general Territorial appropriation bill the sum of $5000 or so much thereof as shall be necessary out of any money in the Territorial treasury not otherwise appropriated for the purpose of repairing the Utah Penitentiary; also $1000 in full for Wardens' salary for the year 1863; Therefore, Gentlemen, your committee having now concluded our report, we will say no more, and as in duty bound could not have said less.

Very Respectfully,

J. C. WRIGHT, Chairman.

On motion of Mr. Thurber, the report was received, and the committee on claims and appropriations instructed accordingly.

The following was received and read;

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 20, 1864.

TO THE HONORABLE COUNCIL AND HOUSE OF REPRESENTATIVES OF THE LEGISLATIVE ASSEMBLY OF UTAH TERRITORY.

GENTLEMEN:—I have to inform your Honorable body that I

have disapproved an act entitled "An act granting unto Joseph Young, sen., the right to establish and control ferries on Bear river, also requiring him to build a bridge on the Malad;"—also an act entitled "An act granting unto Lewis Robison and Joshua Terry, the right to establish and control a ferry or ferries across Green river." While it would no doubt be a considerable convenience to have permanent ferries established across the streams named, I cannot approve of the policy of granting exclusive privileges, at high rates of toll, for a number of years, and embracing from twenty to thirty miles of rivers crossing the main roads of travel to the east and the north. The entire emigration across the plains from the Missouri river through this Territory is compelled to cross Green river. The main emigrant road from this city to the Boise and Bannack mines, and to California and Oregon, via Goose Creek mountains and the Humboldt, crosses Bear river. To grant an exclusive privilege to establish and control ferries across these two important streams at enormous rates of toll, would be to institute a monopoly so oppressive and burthensome upon the people that I cannot sanction these acts. That ferries will be established at proper points on both rivers by private enterprise, unless prohibited by such laws cannot be doubted. In order therefore to prevent extortion it might be well for the Legislature to authorize the establishment of such ferries and to fix a moderate rate of toll as the maximum to be charged. This might be done by a special act granting the right to any particular person or persons, or by general law permitting any citizen of the Territory to establish such ferry. I cannot, however, consent that a monopoly of such character for a series of years shall be granted away on the terms proposed in the acts named. The public interests certainly do not require it, but on the contrary, would, in my opinion, be seriously jeoparded by such a course. Better leave the whole matter to private enterprise than thus burthen the people—farmers, travelers, emigrants and others with so burthensome a tax and so odious a monopoly.

AMOS REED,
Acting-Governor.

The minutes were read and approved.

On motion of Mr. Pitchforth, the House adjourned till to-morrow at 10 a. m.

Benediction by the Chaplain.

THURSDAY, JANUARY, 21, 1864.

COUNCIL

COUNCIL CHAMBER,
G. S. L City, Jan 21, 1864, 1 p.m.

Council met pursuant to adjournment.
Called to order by the President.
Roll called Quorum present.
Prayer by the Chaplain.

A message was received and read from the House, announcing their concurrence in (C. F. No. 13.) "An act authorizing a toll bridge across Thomas' Fork, of Bear river," also in "Memorial to the Secretary of the Treasury, and to Congress," in relation to the Penitentiary, and their passage of (H F. No 37.) "An act to amend an act, incorporating the Deseret Agricultural and Manufacturing Society," also "Resolution changing the location of the road in Summit county, between Pecks' creek and Chalk creek," also their adoption of "Resolution in relation to publishing and distributing the Laws and Journals of the Thirteenth Session."

(H. F. No. 37.) "An act to amend an act incorporating the Deseret Agricultural and Manufacturing Society," was read, and,

On motion of Councilor Smith, the bill was concurred in.

(H. F. No. 39.) "Resolution changing the location of the road in Summit county, between Peck's creek and Chalk creek," was read, and,

On motion of Councilor Smith, was referred to th committee on roads, bridges, ferries and kanyons.

Councilor Smith presented, "Memorial to Congress for the admission of Utah as a State."

On motion of Councilor Harrington, the memorial was adopted, and was sent to the House for concurrence.

Councilor E. Snow presented, (C. F. No. 19.) "An act to incorporate the St. George Library Association," which was read, and,

On motion of Councilor Smith, was read the second time, and,

On motion of Councilor Spencer, was read the third time by its title, and so passed, and was sent to the House for concurrence.

Councilor Smith presented, (C. F. No. 20.) "An act to incorporate the Union Vale of Health Manufacturing Association," which was read, and,

On motion of Councilor Carrington, was referred to the committee on incorporations.

A message was received from the House, announcing their passage of (H. F. No. 38.) "Territorial appropriation bill," which was read, and,

On motion of Councilor Carrington, was referred to the committee on claims and appropriations.

A message was received from the House, announcing their passage of [H. F. No. 40.] "An act changing the county seat of Summit county," and "Resolution giving authority to Hon. John F. Kinney, to collect certain amounts due to the Territory."

[H. F. No. 40.] "An act changing the county seat of Summit county," was read, and,

On motion of Councilor Carrington, the Council did not concur.

"Resolution giving authority to Hon. John F. Kinney, to collect certain amounts due to the Territory," was read, and,

On motion of Councilor Rich, the Council concurred.

A message was received from the House, announcing their concurrence in "Memorial to Congress for the admission of Utah as a State," and [C. F. No. 15.] "An act to incorporate the St. George Library Association."

Councilor Johnson presented, [C. F. No. 21.] "An act pertaining to damage done by stock," which was read, and,

On motion of Councilor Carrington, was amended, and,

On motion of Councilor Rich, was read the second time as amended, and,

On motion of Councilor Johnson, was read the third time by its title, and so passed, and was sent to the House for concurrence.

On motion of Councilor Rich, the sum of $800 was included in the appropriation bill, to be expended on the road between Franklin and Bear Lake valley, under the direction of the Territorial road commissioner.

Councilor Johnson presented, [C. F. No. 22.] "An act requiring owners of cattle to brand them," which was read, and,

On motion of Councilor Benson, was read the second time, and,

On motion of Councilor Woodruff, was read the third time by its title, and so passed, and was sent to the House for concurrence.

The minutes were read and approved.

On motion, the Council adjourned till half-past 6 p.m.

Benediction by the Chaplain.

COUNCIL CHAMBER,
Evening Session, 6.30 p.m.

Council met pursuant to adjournment.

The following was received from the House:

GENTLEMEN:—The House of Representatives has passed the enclosed "Act concerning joint enclosures, division fences and for other purposes," and "An act to incorporate the Ogden city Library association," and they have concurred in [C. F. No. 21.] "An act pertaining to damage done by stock," herewith returned.

Very Respectfully,
JOHN TAYLOR, Speaker.

[H. F. No. 38.] "Territorial appropriation bill," was taken up on its second reading, and amended, and,

On motion of Councilor Benson, passed as amended, and,

On motion of Councilor E. Snow, was read the third time by its title, and so passed as amended, and was sent to the House for their concurrence in the amendments.

Minutes were read and accepted.

On motion of Councilor Smith, the Council adjourned till tomorrow, at 11 a m.

Benediction by the Chaplain.

HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 21, 1864, 10 a. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

Mr. Pitchforth presented, "Petition of C. H. Bryan and 60 others, citizens of Nephi, Juab county, praying for a City charter," which was read, and referred to the committee on incorporations.

Mr. Pitchforth presented, "Petition of R. Wilson Glen and 26 others, for a county organization in Sevier," which was read, and referred to the committee on counties.

Mr. Callister, chairman of committee on counties, to whom was referred petition of the citizens of Summit county, praying for the county seat to be located at Coleville, in said county, reported accompanying act, and recommended its passage.

Said accompanying bill, "An act changing the county seat of Summit county," was read the first time.

Mr. Thurber, chairman of committee, to whom was referred (H. F. No. 29.) a bill entitled "An act for the encouragement and advancement of agriculture, manufacture and for other purposes," reported unfavorably to the passage thereof, believing the exemptions contained therein, would too materially effect the Territorial revenue.

On motion of Mr. Rockwood, the report was received, and the committee relieved from further duties on the subject.

Mr. Richards, chairman of committee, to whom was referred the report of a special committee, on amount of appropriation by Congress yet unexpended, for the completion of Utah Penitentiary, with instructions to draft memorial to Congress, for consideration of the House, respectfully reported,

That inasmuch as there are now before the House, memorials from the Council to the Secretary of the Treasury and to Congress, asking that the amount already appropriated may be made available, and that a further amount of $12,000 may be appropriated for the completion of the Penitentiary; it appeared superfluous to present further memorials on the subject.

On motion of Mr. Long, the committee were relieved from the further consideration of the subject.

Mr. Long, chairman of committee on engrossing, reported bill of $66 for services rendered, by John T. Hardy for engrossing laws of present session, which was read, and ordered to be incorporated in the Territorial appropriation bill.

Mr. Rockwood, chairman pro tem of committee on claims and appropriations reported;

"Territorial appropriation bill," which was read the first time.

Said bill was read the second time and amended.

Said bill was read the third time as amended, and,

On motion of Mr. Richards, passed.

The title thereof was read and approved.

On motion of Mr. Long, the House adjourned for one hour.

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2 p. m.

House reassembled as per adjournment.

Roll called. Quorum present.

On motion, the minutes of the forenoon session were read and forwarded to the Printer.

"Resolution in relation to publishing and distributing the laws and journals of the Thirteenth Annual Session," was taken up and read the second time.

Said resolution was read the third time and passed.

The title of said resolution was read and approved.

"Resolution giving authority to John F. Kinney to collect a certain amount, due the Territory," was taken up and read the second time.

Said resolution was read the third time, and,

On motion of Mr. Wright, passed

The title thereof was read and approved.

"An act changing the county seat of Summit county," was taken up and read the second time.

Said bill was read the third time by its title, and,

On motion of Mr Callister, passed.

The title thereof was read and approved

A message was received and read from the Council, announcing their concurrence in [H. F. No. 37.] "An act to amend an act incorporating the Deseret Agricultural and Manufacturing Society, approved January 17, 1856," and that they had passed [C. F. No. 19.] "An act to incorporate the St. George Library Association," and their adoption of "Memorial to Congress for the admission of Utah as a State."

Said bill [C. F. No 19.] "An act to incorporate the St. George Library Association," was taken up and read the first time.

Said bill was read the second time.

Said bill was read the third time

On motion of Mr. Pratt, said bill passed

The title thereof was read and approved

Said "Memorial to Congress for the admission of Utah as a State" adopted by the Council, was read, and,

On motion of Mr. Lunt, the House concurred with the Council in the adoption thereof.

On motion of Mr. Richards, the House took a recess of half an hour.

On re-assembling, [H F. No. 33.] "An act concerning joint enclosures and division fences," was taken up and read the second time.

Said bill was read the third time, and,

On motion of Mr. Long, passsed.

The title of said bill was read, amended and approved.

The following was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, January 21, 1864.

THE HONORABLE JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have approved and signed the act entitled "An act in re-

lation to fires on the public domain," and have deposited the same in the office of the Secretary of the Territory.

I have also approved and signed the memorial entitled, "Memorial to the Honorable Postmaster-General," which, as soon as recorded, I shall forward to that office.

AMOS REED, Acting Governor.

The following was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L City, Jan. 21, 1864.

TO THE HON. COUNCIL AND HOUSE OF REPRESENTATIVES OF THE LEGISLATIVE ASSEMBLY OF UTAH TERRITORY:

GENTLEMEN:—Before your final adjournment, I deem it proper to inform you that I am constrained to withhold my signature and approval from the act entitled, "An act concerning mining claims." My reasons for this course are many, and I deem it necessary only to advert to some of them. In my annual message your attention was called, and favorable consideration asked to the new field of enterprise, which the discovery and working of mines of precious metals opens to the people of the Territory. I regarded these discoveries as in the highest degree important, and matters of sincere congratulation to you and your constituents, and indulged the hope that the Legislature would esteem it a duty and a privilege, to enact such laws as would tend to promote, encourage and foster mining enterprises. The act presented to me not only fails to fulfil these hopes, but on the contrary would in my opinion result in restricting, repressing and checking every mining enterprise, whether so signed or not. I can conceive of no more onerous and restrictive enactments than that which has been presented to me for approval. It provides for a cumbrous, expensive, and in my opinion entirely useless machinery, denominated a "Superintendency of mines." It places almost unlimited power in the hands of three men, with such discretionary and unrestricted powers as could hardly result in ought but evil. The terms of the act, if not vague, are inconsistent with themselves. The first section provides for the "Office of Superintendent of mining claims," while the second section speaks of a "Board of three persons," and section six refers to a "Board of Superintendency." This Superintendency or Board has unlimited power, to appoint such officers and frame such by-laws as may be necessary, etc., and to have the general supervision of all mining districts, or claims, to locate the same, to determine the extent of each mining district, establish the boundaries of each lot or mining claim, and assess the value of such claims for purposes

of taxation. Such extended powers, granted to three persons, no matter how earnest in their regard for the public weal, or honest in the execution of their high office, I cannot but regard as a most dangerous precedent, and as unwise and impolitic in the extreme. The formulas prescribed, in order to carry out the cumbrous machinery of the act, in the matters of locating, surveying, recording and transferring mining claims, are so minute in detail and so complex in character, as to put a complete bar on mining enterprise, and be the source of interminable litigation and conflict in the future.

Were there any doubt as to effect of the act, should it become a law, in retarding and preventing the development of our mineral resources, the ninth section would certainly remove such doubt. An annual tax of twenty per cent, on the assessed value of the mines, or the products of such mines, would unquestionably present an insuperable obstacle to the opening of a single mine in the Territory. It may well be doubted if the richest mine in the world, whether the Ophir or Gould and Currey in Nevada, or the New Almaden in California, could withstand for any length of time, so onerous a burthen as an annual tax of twenty per cent, in its assessed value.

If it was possible to believe that the object designed by the act before me was to prevent the people from opening up the undoubted mineral wealth of the Territory, I could conceive of no more effectual means to accomplish that end, than the passage of the act. Believing that the people are desirous of extracting from the earth the riches which industry and enterprise can find there, and that their best interests would be promoted by fostering and encouraging the development of mines of precious metals, I am constrained to withhold my signature from the act, regretting that your Honorable body could not, or has not, devised measures for the promotion of an important and growing interest of the Territory.

I am furthermore of the opinion, that in levying a tax upon mines of metal within the ground, unquestionably, the property solely of the United States, the Legislature has exceeded its powers. The extent to which the power of taxation has ever been applied, or so far as I know, claimed, has been to tax the proceeds of a mine after extraction and segregation from the earth. Sections six, of the organic act of the Territory, in treating of the Legislative power, specifically says, "No tax shall be imposed on the property of the United States." Unless therefore it can be clearly shown, and I presume it will not be ever claimed, that the mines are not the "property of the United States," this act unquestionably comes within the purview of the above quoted prohibition.

Regretting that I am unable to agree with the Legislature, I have deemed it due to your Honorable body, thus to set forth at some length, the objections which render it impossible for me to approve the act named.

AMOS REED,
Acting Governor.

Mr. Farr presented, [H. F. No. 41.] "An act to incorporate the Ogden City Library Association," which was read the first time.

Said bill was read the second time.

Said bill was read the third time, and,

On motion of Mr. Richards, passed.

The title of said bill was read and approved.

A message was received from the Council and read, announcing the passage of [C. F. No. 21.] "An act pertaining to damage done by stock," and their concurrence in "Resolution giving authority to Hon. John F Kinney to collect a certain amount due the Territory," and their non concurrence in [H. F. No. 40.] "An act changing the county seat of Summit county"

Said bill [C. F. No. 21.] "An act pertaining to damage done by stock," was read the first time.

Said bill was read the second time.

Said bill on motion of Mr. Pitchforth, was read the third time by its title.

On motion of Mr. Johnson, said bill passed.

The title of said bill was read and approved.

The minutes were read and approved.

On motion of Mr. Lunt, the House adjourned till to-morrow at 10 a. m.

Benediction by the Chaplain.

FRIDAY, JANUARY 22, 1864.

COUNCIL.

COUNCIL CHAMBER, G. S. L. City,
Friday, January 22, 1864, 11 a.m.

Council met pursuant to adjournment.

Called to order by the President.

Roll called Quorum present.

Prayer by the Chaplain.

The following was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, January 22, 1864.

THE HONORABLE D. H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—I have approved and signed the following named act, memorials and resolution, to wit:

"An act to incorporate the St. George Library Association."

"Memorial to the Honorable Montgomery Blair, Postmaster General, Washington, D. C."

"Memorial to the Secretary of the Treasury of the United States, in relation to the unexpended funds appropriated, for the benefit of Utah Penitentiary."

"Memorial to Congress for an appropriation, for the further completion of the Utah Penitentiary," and "Resolution in relation to publishing and distributing the Laws and Journals of the Thirteenth Annual Session," also "An act authorizing a toll bridge across Thomas' Fork, of Bear river."

AMOS REED, Acting Governor.

[H. F. No. 33.] "An act concerning joint enclosures, division fences and for other purposes," was read, and,

On motion of Councilor E. Snow, was read the second time by sections, and,

On motion of Councilor Smith, was referred to the committee on incorporations.

[H. F. No. 41.] "An act to incorporate the Ogden City Library Association," was read, and,

On motion of Councilor E. Snow, was concurred in.

The following was received from the House:

GENTLEMEN:—The House have concurred in your amendments to "Territorial appropriation bill," except to the striking out of Mr. East's claim for services. Do you concur in retaining said claim in the Territorial appropriation bill.

Respectfully, etc.,
JOHN TAYLOR.

Which was read, and,

On motion of Councilor Carrington, the Council refused its concurrence to said item.

Councilor Carrington, chairman of the committee on judiciary, to whom was referred [H. F. No. 9.] "An act in relation to Territorial, County, City and School Taxes," reported the same back

amended, recommending its passage. Said bill was read as amended, and,

On motion of Councilor E. Snow, the bill was concurred in, and sent to the House for their concurrence in the amendments.

Councilor Woodruff, chairman of the committee on appropriations, to whom was referred "An act for the relief of several counties of this Territory for 1863," reported adversely to the passage of said act.

On motion of Councilor Rich, the report was accepted, and the committee discharged from the further consideration thereof.

Councilor Lyman, chairman of the committee on roads, bridges, ferries and kanyons, to whom was referred [H. F. No. 39.] "Resolution changing the location of the road in Summit county, between Peck's and Chalk Creek," reported the same back amended, recommending its passage as amended. Said resolution was read, and,

On motion of Councilor Rich, the resolution was concurred in as amended, and the House notified accordingly.

Councilor Harrington, who had been appointed a committee on part of the Council, to examine the books and vouchers for disbursements, made by the Territorial Treasurer, reported that the committee had made the examination required, and found the books and redeemed vouchers to agree, and that the committee had destroyed said vouchers.

On motion of Councilor Hyde, the report was accepted, and the committee discharged.

The Council went into Joint Session.

[*See Joint Session Minutes.*]

On dissolution of Joint Session, the Council resumed their sitting.

A message was received from the House, announcing the passage of [H. F. No. 42.] "An act concerning a ferry or ferries across Bear river, and a bridge across the Malad," and "An act to incorporate the Nephi Library and Reading Room," also their amendment of [C. F. No. 22.] "An act requiring owners of cattle to mark or brand them," and their concurrence in the Council amendments to [H. F. No. 9.] "An act in relation to Territorial, County, City and School Taxes," and [H. F. No. 39.] "Resolution changing the location of the road in Summit county, between Peck's and Chalk creek."

[H. F. No. 42.] "An act concerning a ferry or ferries, across Bear river, and a bridge across the Malad," was read, and,

On motion of Councilor Carrington, was amended, and,

On motion of Councilor Hyde, was further amended, by adding an additional section, and,

On motion of Councilor Hyde, the Council concurred in the bill as amended, and the House notified accordingly.

[H. F. No. 44.] "An act to incorporate the Nephi Library and Reading Room Association," was read, and,

On motion of Councilor Rich, the Council concurred and the House notified accordingly.

[C. F. No. 22.] "An act requiring owners of cattle to mark or brand them," was read, and,

On motion of Councilor Smith, the Council did not concur in the addition of the words "a recorded," in the first section, and,

On motion of Councilor Woodruff, the word "ten" instead of "five," was inserted in section two.

The following was received from the House:

GENTLEMEN:—The House has passed the enclosed bill [H. F. No. 46.] "An act granting unto Lewis Robison and Joshua Terry, the right to control a ferry or ferries on Green river," which is forwarded for your action.

Respectfully,
JOHN TAYLOR, Speaker.

Which was read, and,

On motion of E. Snow, the Council concurred, and the House notified accordingly.

Councilor L. Snow, chairman of committee on incorporations, to whom was referred [C. F. No 21.] "An act to incorporate the Union Vale of Health Manufacturing Society," and,

On motion of Councilor Smith, the report was accepted, and the petitioner allowed to withdraw his papers.

Councilor E. Snow presented, [C. F. No. 24.] "Joint resolution, connecting Kane county with Washington county, and Richland with Cache county, for electing members of the Legislative Assembly."

Which was read, and,

On motion of Councilor Harrington, was adopted, and sent to the House for their concurrence.

Councilor Carrington presented, [C. F. No. 25.] "An act granting to Brigham Young, the right to make a toll road in Tooele county," which was read, and,

On motion of Councilor Spencer, was read the second time, and,

On motion of Councilor Rich, was read the third time by its title, and so passed, and was sent to the House for their concurrence.

Councilor L. Snow, chairman of the committee on incorporations, to whom was referred [H. F. No. 33.] "An act on Joint enclosures," reported the same back, recommending non-concurrence.

On motion of Councilor Woodruff, the report was accepted, and the bill not concurred in.

On motion of Councilor Benson, the Council took a recess till half past 6 p m.

6.30 p.m.

The Council resumed its session.

Prayer by the Chaplain.

The following was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, January 22, 1864.

THE HONORABLE D. H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—I have approved and signed the act entitled, "An act to prohibit the use of certain paper as money," and have deposited the same in the office of the Secretary of the Territory.

AMOS REED, Acting-Governor.

The following was received from the House:

GENTLEMEN:—The House of Representatives' has concurred in [C. F. No. 26.] "An act granting to Brighan Young, the right to make a toll road in Tooele county," also the "Joint resolution," which are herewith returned to be engrossed.

Very Respectfully,
JOHN TAYLOR, Speaker.

Councilor Woodruff, chairman of the committee on incorporations, to whom was referred [H. F. No. 30.] "An act to establish a road from Huntsville, in Weber county, to Bear River Lake valley," reported the same back, with a recommendation that further Legislation was unnecessary thereon, as the amount asked for was included in the Territorial appropriation bill.

On motion of Councilor Smith, the report was accepted, and the committee discharged from the further consideration of the subject.

The following was received from the House.

GENTLEMEN:—The House has passed the enclosed Joint Resolution, which is now sent for your action.

Very Respectfully,
JOHN TAYLOR, Speaker.

Said resolution was read, and,

On motion of Councilor Carrington, was concurred in.

Councilor Harrington presented, "Resolution" returning the

thanks of the Assembly, to the Hon. Amos Reed, Secretary of the Territory," for the kindness manifested by him, in ministering to the comforts of the members of the Assembly during the present session, which was read, and,

On motion of Councilor Carrington, was adopted, and sent to the House for their concurrence.

The following communication were received and read:

HONORABLE DANIEL H. WELLS,
PRESIDENT OF THE COUNCIL:

SIR:—I have approved and signed the "Resolution with regard to Kane and Richland counties, in electing members of the Legislative Assembly," also the act entitled, "An act granting to Brigham Young, the right to make a toll road in Tooele county."

AMOS REED,
Acting Governor.

The following was received from the House:

GENTLEMEN:—The House has concurred in your Joint Resolution, complimentary to the Hon. Secretary Reed.

Very Respectfully,
JOHN TAYLOR, Speaker.

Councilor Benson moved, "That the Hon. Daniel H. Wells, President of this Council, is justly entitled to the thanks of the members of this Council, for the dignified, judicious and able manner with which he has presided and discharged the duties of his office, and for his kind, courteous, patient and gentlemanly bearing towards the members during the present session."

The motion was seconded by Councilor L. Snow, and carried unanimously.

Councilor Hyde moved, that this Council highly appreciate the prompt, able and courteous manner in which our Secretary, Mr. Patrick Lynch, with the assistance of Mr. Joshua Arthur, has discharged the duties of their offices, during the present session.

The motion was seconded by Councilor Carrington, and carried unanimously.

A similar vote was tendered the other officers of the Council.

In consequence of the unprecedented good health of the President, Members and Officers of the Council, and their families, there being not one member or officer absent from attendance during the present session, in account of sickness.

Councilor Harrington moved, that the thanks of this Council is justly due Almighty God, for His kindness, preserving to us the

health of the President, Members and Officers thereof, and also for the same benefits conferred upon the other branch of the Assembly.

The motion was seconded by Councilor Smith, and carried unanimously.

The following was received from the House:

GENTLEMEN:—The House has passed the accompanying Memorial to the Secretary of War, and it is now sent for the action of your Honorable body.

Very Respectfully,
JOHN TAYLOR, Speaker.

Which was read, and,

On motion of Councilor Benson, was adopted, and the House notified accordingly.

A message was received from the House, notifying the Council that Messrs. Pratt and Woolley, were appointed a committee on the part of the House, to act in conjunction with a like committee of the Council, to wait upon His Excellency, for the purpose of informing him that they had no further business, and awaiting any further official communication he had to make to the Assembly.

The President appointed Councilors L. Snow and Benson a committee, to act in conjunction with said committee.

Councilor Snow, in behalf the joint committee of the two Houses, reported that the committee had waited upon the Governor, agreeably to their instructions, who had courteously informed them that he had no further official communication to make to the Assembly at this session, whereupon,

The minutes being called for, were read and accepted, and,

On motion of Councilor Rich, the Council adjourned, to meet in accordance with resolution convening Legislative Assembly.

Benediction by the Chaplain.

JOINT SESSION.

REPRESENTATIVES' HALL,
Jan. 22, 1864, 2 p.m.

Joint Session met pursuant to adjournment.

The President of the Council presiding.

The Secretary of the Council called the roll of the Council. Quorum present.

The Chief Clerk of the House called House roll. Quorum present.

Prayer by the Chaplain of the House.

The President declared the Joint Session open, and ready to proceed to the business for which the Assembly had met.

On motion of Councilor Benson, Seth M. Blair was elected Attorney General.

On motion of Councilor Harrington, Albert P. Rockwood was elected Warden of the Penitentiary.

On motion of Councilor Benson, Frederick Kesler was elected a Director of the Penitentiary.

On motion of Councilor Benson, Feramorz Little was elected a Director of the Penitentiary.

On motion of Mr. Rockwood, Ruben Miller was elected a Director of the Penitentiary.

On motion of Mr. Johnson, Charles D. Evans was elected a Notary Public for Utah county.

On motion of Councilor Smith, Jacob F. Hutchinson was elected a Notary Public for Utah county.

On motion of Councilor Hyde, David Candland was elected a Notary Public for Sanpete county.

On motion of Mr. Maughan, Henry Standige was elected a Notary Public for Cache county.

On motion of Councilor Benson, Wm. A. Carter was elected a Notary Public for Green River county.

On motion of Councilor Smith, Joseph L. Heywood was elected a Notary Public for Washington county.

On motion of Councilor E. Snow, John T. Gearey was elected a Notary Public for Washington county.

On motion of Mr. Pratt, Eli Whipple was elected Notary Public for Washington county.

The minutes being called for, were read and accepted.

On motion of Councilor Harrington, the Joint Session dissolved.

Benediction by the Chaplain.

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HOUSE.

REPRESENTATIVES' HALL, G. S. L. City,
January 22, 1864, 10 a. m.

House met pursuant to adjournment.

Called to order by the Speaker.

Roll called. Quorum present.

Prayer by the Chaplain.

A message was received from the Council and read, announcing their concurrence in the passage of "Territorial appropriation bill," with amendments, also, the passage of [C. F. No. 22.] "An act requiring owners of cattle to mark or brand them."

Said Territorial appropriation bill was taken up and read as amended.

Said bill was further amended by retaining Mr. East's claim therein, and ordered to be sent to the Council for their concurrence.

[C. F. No. 22.] "An act requiring owners of cattle to mark or brand them," was read.

Pending discussion on said bill, the following message was received from the Governor:

"EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, Jan. 22, 1864.

HON. JOHN TAYLOR, SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have approved and signed the following named acts, to wit:

"An act to incorporate the Seventies' Library and Reading Room Association."

"An act to incorporate Provo City."

An act to amend "An act incorporating the Deseret Agricultural and Manufacturing Society."

Also, the resolution entitled "Resolution giving authority to John F. Kinney to collect a certain amount due the Territory.

AMOS REED, Acting-Governor."

[H. F. No. 42.] "An act concerning a ferry or ferries across Bear river, and a bridge across the Malad," was taken up under a suspension of the rules, on motion of Mr. Wright, and read the first time.

Said bill was read the second time and amended.

Said bill was read the third time, and,

On motion of Mr. Pitchforth, passed.

The title of said bill was read and approved.

[C. F. No. 22.] "An act requiring owners of cattle to mark or brand them," (pending the consideration of which, the Governor's Message was read,) was read the second time and amended.

Said bill was read the third time, and,

On motion of Mr. Callister, passed.

The title of said bill was read and approved.

Mr. Eldredge, chairman of committee on incorporations reported

back, "Petition of citizens of Nephi," considering the time too limited at the present session to frame a bill of the magnitude asked for in said petition.

On motion of Mr. Rockwood, the committee were relieved from the further consideration of the subject.

Mr. Wandell presented, a bill entitled "An act concerning mining claims," which was read the first time.

Said bill passed to its second reading, and,

On motion of Mr. Pratt, the enacting clause thereof was stricken out.

The following was received and read:

COMMITTEE ROOMS, G. S. L. City,
January 22, 1864

MR. SPEAKER AND HOUSE OF REPRESENTATIVES:

GENTLEMEN:—Your committee on judiciary, to whom was referred, the petition of Z. Snow and others, requesting that the law regulating fees of certain officers be amended.

After having had the subject under due consideration would respectfully represent, that we are satisfied that the fees of some of the officers mentioned in the fee bill, are not sufficiently remunerative for the services required in said bill.

We also find the act in relation to justices of the peace needs revising and reconstructing, as also many other laws pertaining to the duties of officers; Therefore, your committee do not deem it expedient to undertake to amend the law relating to fees of officers so late in the session, but feel that the attention of the next annual session of the Legislative Assembly should be called, to a thorough revision of our laws.

LORIN FARR, Chairman of Committee on Judiciary.

On motion of Mr. Long, the committee were relieved from the further consideration of the subject.

Mr. Pitchforth presented, a bill entitled "An act to incorporate the Nephi Library and Reading Room Association," which was read the first time.

Said bill was read the second time.

Said bill passed to its third reading, and,

On motion of Mr. Preston, passed.

The title of said bill was read and approved.

Mr. Callister, chairman of committee on counties, to whom was referred petition of the citizens of Richland, in Sevier Valley, praying for the organization of a new county, to be called Sevier, reported adversely to granting said petition.

On motion of Mr. Rockwood, the committee were relieved from the further consideration of the subject.

On motion of Mr. Maughan, the House took a recess of one hour.

1:30 p. m.

House assembled as per adjournment.

Roll called. Quorum present.

A message was received and read from the Council as follows:

The Council has concurred in (H. F. No. 41.) "An act to incorporate the Ogden City Library Association."

The Council does not concur in retaining the account of Mr. East in the appropriation bill, considering it county business.

The Council concurs in [H. F. No. 9.] "An act in relation to Territorial, county, city and school taxes," with amendments; also in "Resolution changing the location of the road in Summit county, between Peck's creek and Chalk creek."

Respectfully,

D. H. WELLS, President of the Council.

On motion of Mr. Rockwood, the House concurred with the Council in the striking out of the Territorial appropriation bill, the claim of E. W. East.

[H. F. No 9.] "An act in relation to Territorial, county, city and school taxes," was read as amended, and,

On motion of Mr. Richards, the House concurred with the Council in their amendments to said bill.

"Resolution changing the location of the road in Summit county between Peck's creek and Chalk creek," was read as amended, and,

On motion of Mr. Wall, the amendments thereto were concurred in.

Mr. Preston presented, "An act granting to Lewis Robison and Joshua Terry the right to establish and control a ferry or ferries on Green river," which was read the first time.

Pending the further consideration of this bill, the Assembly went into Joint Session in the Representatives' Hall.

(See Joint Session Minutes.)

Upon dissolution of the Joint Session the House resumed the consideration of [H. F. No. 45.] "An act granting unto Lewis Robison and Joshua Terry the right to control a ferry or ferries on Green river," which was read the second time.

Said bill was read the third time, and,

On motion of Mr. Woolley, passed.

The title of said bill was read and approved.

Mr. Waudell presented, a bill entitled "An act for the protection of growing crops," which was read the first time.

On motion of Mr. Wright, said bill was laid on the table indefinitely.

On motion of Mr. Allred, the House took a short recess.

House re-assembled. Quorum present.

A message was received from the Council as follows:

The Council concur in [H. F. No. 44.], "An act to incorporate the Nephi Library and Reading Room Association," and have amended [H. F. No. 42.] by adding an additional section.

The Council concur in the amendment of the House to [C. F. No. 22.] "An act requiring owners of cattle to mark or brand them," and have further amended said bill.

Do you concur?

The Council concur in [H. F. No. 46.] "An act granting to Lewis Robison and Joshua Terry the right to control a ferry or ferries on Green river."

The Council have passed "Joint resolution with regard to Kane and Richland counties electing members of the Legislative Assembly."

The section added by the Council to [H. F. No. 42] "An act concerning a ferry or ferries across Bear river and a bridge across the Malad," was read, and,

On motion of Mr. Farr, the House concurred with the Council in the passage thereof.

[C. F. No. 22.] "An act requiring owners of cattle to mark or brand them," was read as amended by the Council, and,

On motion of Mr. Thurber, the amendments thereto were concurred in.

Said "Joint resolution with regard to Kane and Richland counties electing members of the Legislative Assembly, was read, and,

On motion of Mr. Van Cott, the House concurred with the Council in the adoption thereof.

On motion of Mr. Thurber, the House adjourned till 6 p. m.

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6 p. m.

House met pursuant to adjournment.

Roll called. Quorum present.

A message was received and read from the Council announcing their passage of [C. F. No. 26.]. "An act granting unto President Brigham Young the right to make a toll road in Tooele county."

Said bill was read the first time.

Said bill was read the second time, and,

On motion of Mr. Lunt, said bill was read the third time by its title and so passed.

The title thereof was read and approved.

The following was received and read:

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, January 22, 1864.

THE HON. JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have approved and signed the following acts, to wit:

"The Territorial appropriation bill."

"An act in relation to Territorial, county, city and school taxes."

AMOS REED, Acting-Governor.

Mr. Hunt, chairman of committee on militia, to whom was referred a voluminous manuscript on military tactics, reported the same back to lay on the table as unfinished business, to come up next session, the time this session being too short to act satisfactorily on so important a matter.

On motion of Mr. Lunt, the report was received and the subject laid over as unfinished business, and leave granted Mr. Johnson to withdraw the same.

A message was received and read from the Council, as follows:

The Council having no more business before them, would be pleased to know if the table of the House is cleared; and if so, they know of no reason why they should not now adjourn.

On motion of Mr. Rockwood, a letter of enquiry was forwarded to the Council, relative to the fate of the incorporation bill.

Mr. Wandell presented, joint resolution, complimentary to His Excellency, Amos Reed, Acting-Governor, which was read, and,

On motion of Mr. Long, adopted.

Mr. Wright presented, resolution complimentary to His Excellency, Amos Reed, Acting-Governor, which was read, and,

On motion of Mr. Hunt, adopted.

Mr. Thurber presented the following resolution, which was read, and,

On motion of Mr. Hunt, adopted.

Resolved that we highly appreciate the candid, courteous and impartial manner in which the Honorable Speaker has discharged the duties of his office, during the present session, and that we tender him our best wishes for his future welfare and prosperity.

The Speaker in courteous terms acknowledged the tribute of respect paid to him by the House, and testified to the reciprocal feelings existing in his bosom towards the Members, and expressed his wishes for their future happiness and prosperity.

A message was received and read from the Council, announcing their concurrence in joint resolution complimentary to the Acting-Governor.

A message was received and read from the Council, announcing that they were not yet prepared to report on the general incorporation act.

The following was received and read·

EXECUTIVE DEPARTMENT, Utah Territory,
G. S. L. City, January 22, 1864.

THE HONORABLE JOHN TAYLOR,
SPEAKER OF THE HOUSE OF REPRESENTATIVES:

SIR:—I have approved and signed an act entitled "An act to incorporate the Ogden City Library Association;" also, the resolution entitled

"Resolution authorizing a change in the location of the road in Summit county, between Peck's creek and Chalk creek," also,

An act entitled "An act to incorporate the Nephi Library and Reading Room Association," also,

An act entitled "An act concerning a ferry or ferries across Bear river, and a bridge across the Malad."

AMOS REED, Acting-Governor

A message was received and read from the Council, enclosing resolution complimentary to Hon. Amos Reed, Secretary of the Territory, which was read, and,

On motion of Mr. Wright, the House concurred with the Council in the adoption thereof.

Mr Richards presented, "Memorial to the Secretary of War for the removal of the troops from the incorporate limits of Great Salt Lake City," which was read, and,

On motion of Mr. Pratt, adopted.

Mr. Allred moved, that a committee of two be appointed in conjunction with a similar committee from the Council to wait upon His Excellency, the Acting-Governor, and learn whether he had any further communication to make to the Assembly. Seconded and carried.

The Speaker appointed Messrs. Pratt and Woolley said committee.

Mr. Pratt, in behalf of committee, appointed in conjunction with a like committee from the Council, to wait upon the Governor, reported,

That they had waited upon His Excellency, and that he had no further communication to make.

A message was received and read from the Council, announcing their concurrence in "Memorial for the removal of troops from within the limits of the incorporation of Great Salt Lake City."

The minutes were read and approved.

On motion of Mr. Long, the House dissolved.

Benediction by the Chaplain.